Tools One Training Manual

Basic/Intermediate • Fall 2017

DIVORCEMATE
SOFTWARE

DivorceMate Software Inc.

TOOLS ONE
BASIC/INTERMEDIATE TRAINING

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Fall 2017

A – Basic Scenario:

Scenario 1 *(child and spousal support; employment income; sole custody)*

Tom (age 40) and Katie (age 38) were married and separated after 6 years of marriage.

They have one child, Sara (age 4), who now lives with Katie.

Tom works for Movies-R-Us and earns $80,000 a year. As well, Tom works some evenings and weekends at a second job at the local video store and earns additional income of $20,000.

Katie works part-time and earns $20,000 a year. She also receives the Canada Child Benefit of $552/month and GST/HST credits for Sara of approximately $94/month.

How much child and spousal (assuming entitlement already determined) support should Tom pay?

Key Issues
- Common Folder;
- Search Feature;
- Employment income;
- Inputting "description" for items;
- Help;
- CCB, GST/HST credits – automatically calculated;
- Understanding Printout;
- 2 ways of looking at spousal support: SSAG and NDI analysis (Support Scenarios);
- "With Child Support" Formula of SSAG;
- SSAG Range – both amount and duration;
- SSAG Considerations;
- NDI Breakdown;
- Support Scenarios defaults – spousal support at low, mid, high end of SSAG.

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Calculation Input	Annual $
Tom	*Male, 40, Resident of ON*
Income	
Employment income *(Movies-R-Us)*	80,000
Employment income *(video store)*	20,000
Katie	*Female, 38, Resident of ON*
Income	
Employment income	20,000

Children	Age	Lives with	Table Amt	Claimed by
Sara	4	Katie	Yes	Katie

Youngest child attends full time school 2 years and finishes high school 14 years from the date of separation.

Dependant credit claimed by Katie.

Child Support Guidelines (CSG)		Monthly $
	Tom	Katie
Annual Guidelines Income	100,000	20,000
Child Support (Table)	**880**	**0**

Spousal Support Advisory Guidelines (SSAG)	Monthly $

Length of marriage/cohabitation: 6 years
Recipient's age at separation: 38 years

"With Child Support" Formula

Low	Mid	High
1,049	**1,427**	**1,788**

The formula results in a range for spousal support of $1,049 to $1,788 per month for an indefinite (unspecified) duration, subject to variation and possibly review, with a minimum duration of 3 years and a maximum duration of 14 years from the date of separation.

SSAG Considerations: The results of the SSAG formula must be interpreted with regard to: Entitlement; Location within the Ranges; Restructuring; Ceilings and Floors; and Exceptions.

Support Scenarios (Monthly $)	A. SSAG Low		B. SSAG Mid		C. SSAG High	
	Tom	Katie	Tom	Katie	Tom	Katie
Gross Income	8,333	1,667	8,333	1,667	8,333	1,667
Taxes and Deductions	(1,915)	(208)	(1,789)	(307)	(1,676)	(404)
Benefits and Credits	0	646	0	569	0	507
Spousal Support	**(1,049)**	**1,049**	**(1,427)**	**1,427**	**(1,788)**	**1,788**
Child Support (Table)	**(880)**	**880**	**(880)**	**880**	**(880)**	**880**
Net Disposable Income (NDI)	4,489	4,034	4,237	4,236	3,989	4,438

- 👫 adult in household
- 👤 child in household
- 👤 shared/summer child in household
- ▨ Payor's NDI/Contribution

	A. SSAG Low		B. SSAG Mid		C. SSAG High	
Percent of NDI	**52.7%**	**47.3%**	**50.0%**	**50.0%**	**47.3%**	**52.7%**
CSG Special Expenses Apportioning %	72.8%	27.2%	69.1%	30.9%	65.4%	34.6%

Using Scenario 1 as a starting point, consider each of the following scenarios individually

B – Different Income Sources:

Scenario 2 *(cash income)*

Instead of employment income, Tom's additional income of $20,000 is cash income from a side business that he does not disclose for tax purposes.

Key Issues

- Gross-up of non-taxable income:
    - Income tax only;
    - Income tax, CPP and EI.
- *Orser v. Grant*, [2000] O.J. No. 1429 (Ont. S.C.J.) (J. Benotto) - self-employed husband deducted significant expenses from income; court grossed up income to reflect that he paid substantially less tax than salaried employee:
    > Where, as here, a parent arranges his or her affairs to pay substantially less tax on income, the income must be grossed up before the table is applied. This is the only way to ensure the consistency mandated by the legislation. (par.12)

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S O F T W A R E

Calculation Input	Annual $
Tom	*Male, 40, Resident of ON*
Income	
Employment income *(Movies-R-Us)*	80,000
Other non-taxable income (auto gross up) *(cash business)*	20,000
Katie	*Female, 38, Resident of ON*
Income	
Employment income	20,000

Children	Age	Lives with	Table Amt	Claimed by
Sara	4	Katie	Yes	Katie

Youngest child attends full time school 2 years and finishes high school 14 years from the date of separation.

Dependant credit claimed by Katie.

Note: This calculation includes amounts that have been grossed-up; this gross-up accounts for income tax and statutory payroll deductions (CPP/EI).

Child Support Guidelines (CSG)		Monthly $
	Tom	Katie
Annual Guidelines Income	113,360	20,000
Child Support (Table)	**985**	**0**

Spousal Support Advisory Guidelines (SSAG)	Monthly $

Length of marriage/cohabitation: 6 years
Recipient's age at separation: 38 years

"With Child Support" Formula

Low	Mid	High
1,323	1,714	2,084

The formula results in a range for spousal support of $1,323 to $2,084 per month for an indefinite (unspecified) duration, subject to variation and possibly review, with a minimum duration of 3 years and a maximum duration of 14 years from the date of separation.

SSAG Considerations: The results of the SSAG formula must be interpreted with regard to: Entitlement; Location within the Ranges; Restructuring; Ceilings and Floors; and Exceptions.

Support Scenarios Monthly $	A. SSAG Low		B. SSAG Mid		C. SSAG High	
	Tom	Katie	Tom	Katie	Tom	Katie
Gross Income	8,333	1,667	8,333	1,667	8,333	1,667
Taxes and Deductions	(1,304)	(275)	(1,187)	(386)	(1,078)	(491)
Benefits and Credits	0	594	0	519	0	466
Spousal Support	**(1,323)**	**1,323**	**(1,714)**	**1,714**	**(2,084)**	**2,084**
Child Support (Table)	**(985)**	**985**	**(985)**	**985**	**(985)**	**985**
Net Disposable Income (NDI)	4,721	4,294	4,447	4,499	4,186	4,711
Percent of NDI	**52.4%**	**47.6%**	**49.7%**	**50.3%**	**47.1%**	**52.9%**
CSG Special Expenses Apportioning %	73.1%	26.9%	69.6%	30.4%	66.2%	33.8%

👫 adult in household
🧍 child in household
🧍 shared/summer child in household
▧ Payor's NDI/Contribution

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Child Support Calculation Details

	Tom	Katie
Gross Employment Income	80,000	20,000
Line 150 Total Income	**80,000**	**20,000**
Other non-taxable income	20,000	0
Gross-up of non-taxable income (CSG, s.19)	13,360	0
Annual Guidelines Income	**113,360**	**20,000**
# of Children for whom party pays CSG Table Amount	1	0
CSG Table Amount	**985**	**0**
Child Support (Table)	**985**	

SSAG Details _Monthly $_	SSAG Low		SSAG Mid		SSAG High	
	Tom	Katie	Tom	Katie	Tom	Katie
Guidelines Income	9,447	1,667	9,447	1,667	9,447	1,667
Gross-up of non-taxable income	(1,113)	0	(1,113)	0	(1,113)	0
Spousal Support	**(1,323)**	**1,323**	**(1,714)**	**1,714**	**(2,084)**	**2,084**
Child Support (Table)	(985)	0	(985)	0	(985)	0
Notional Table Amount	0	(160)	0	(160)	0	(160)
Taxes and Deductions	(1,304)	(275)	(1,187)	(386)	(1,078)	(491)
Benefits and Credits	0	594	0	519	0	466
INDI ($)	4,722	3,149	4,448	3,354	4,187	3,566
INDI (%)	**60.0%**	**40.0%**	**57.0%**	**43.0%**	**54.0%**	**46.0%**
Notional Table Amount _Monthly $_						
# of Children for Notional amount	0	1	0	1	0	1
Notional Table Amount	**0**	**(160)**	**0**	**(160)**	**0**	**(160)**
Taxes and Deductions _Annual $_						
Line 260 Taxable Income	64,129	35,871	59,431	40,569	54,990	45,010
Federal Income Tax	(8,190)	(1,543)	(7,227)	(2,248)	(6,316)	(2,914)
Provincial Income Tax	(4,052)	(611)	(3,623)	(1,235)	(3,216)	(1,831)
CPP and EI	(3,400)	(1,143)	(3,400)	(1,143)	(3,400)	(1,143)
Taxes and Deductions (Annual)	**(15,642)**	**(3,297)**	**(14,249)**	**(4,626)**	**(12,932)**	**(5,888)**
Taxes and Deductions (Monthly)	**(1,304)**	**(275)**	**(1,187)**	**(386)**	**(1,078)**	**(491)**
Benefits and Credits _Annual $_						
Line 236 Net Income (Family)	64,129	35,871	59,431	40,569	54,990	45,010
Combined Child Benefits (Fed/Prov)	0	6,132	0	5,660	0	5,349
GST/HST Credit(s)	0	991	0	571	0	243
Benefits and Credits (Annual)	**0**	**7,123**	**0**	**6,232**	**0**	**5,592**
Benefits and Credits (Monthly)	**0**	**594**	**0**	**519**	**0**	**466**

SSAG Duration Information

Years of marriage/cohabitation	6
Katie's age at separation	38
Years until youngest child attends fulltime school	2
Years until youngest child finishes high school	14
Marriage/cohabitation period of 20 years or more	no
"Rule of 65" (Katie's age plus marriage/cohabitation period)	no

Support Scenario Details _Monthly $_		A. SSAG Low		B. SSAG Mid		C. SSAG High	
		Tom	Katie	Tom	Katie	Tom	Katie
Gross Income		8,333	1,667	8,333	1,667	8,333	1,667
Taxes and Deductions		(1,304)	(275)	(1,187)	(386)	(1,078)	(491)
Benefits and Credits		0	594	0	519	0	466
Spousal Support		(1,323)	1,323	(1,714)	1,714	(2,084)	2,084
Child Support (Table)		(985)	985	(985)	985	(985)	985
Net Disposable Income (NDI)		4,721	4,294	4,447	4,499	4,186	4,711
Gross Income	_Annual $_						
Line 150 Total Income		80,000	35,871	80,000	40,569	80,000	45,010
Spousal Support Received		0	(15,871)	0	(20,569)	0	(25,010)
Non Taxable Income		20,000	0	20,000	0	20,000	0
Gross Income (Annual)		**100,000**	**20,000**	**100,000**	**20,000**	**100,000**	**20,000**
Gross Income (Monthly)		**8,333**	**1,667**	**8,333**	**1,667**	**8,333**	**1,667**
Taxes and Deductions	_Annual $_						
Line 260 Taxable Income		64,129	35,871	59,431	40,569	54,990	45,010
Federal Income Tax		(8,190)	(1,543)	(7,227)	(2,248)	(6,316)	(2,914)
Provincial Income Tax		(4,052)	(611)	(3,623)	(1,235)	(3,216)	(1,831)
CPP and EI		(3,400)	(1,143)	(3,400)	(1,143)	(3,400)	(1,143)
Taxes and Deductions (Annual)		**(15,642)**	**(3,297)**	**(14,249)**	**(4,626)**	**(12,932)**	**(5,888)**
Taxes and Deductions (Monthly)		**(1,304)**	**(275)**	**(1,187)**	**(386)**	**(1,078)**	**(491)**
Benefits and Credits	_Annual $_						
Line 236 Net Income (Family)		64,129	35,871	59,431	40,569	54,990	45,010
Combined Child Benefit (Fed/Prov)		0	6,132	0	5,660	0	5,349
GST/HST Credit(s)		0	991	0	571	0	243
Benefits and Credits (Annual)		**0**	**7,123**	**0**	**6,232**	**0**	**5,592**
Benefits and Credits (Monthly)		**0**	**594**	**0**	**519**	**0**	**466**

B – Different Income Sources:

Scenario 3 *(self-employment income)*

Instead of $100,000 of employment income, Tom earns $100,000 net income from his own consulting business (ie. $130,000 gross income). In arriving at this net income, he has deducted a number of expenses that are arguably personal in nature valued at approximately $11,000.

Key Issues

- Net self-employment income;
- Double CPP contributions; no EI premiums;
- Expenses unreasonably deducted; automatic gross-up;
- *Osmar v. Osmar*, [2000] O.J. No. 2058 (Ont. S.C.J.) (J. Aston):
  > It is fair to conclude that judicial discretion … [under s. 19(1)(g)] makes the determination of income more of an art than a science. In my view, the *Guidelines* require the court to examine expenses from the perspective of balancing the business necessity against the alternative of using those funds for child support. The court should respect the right of self-employed persons to run their business as they see fit, but may, nevertheless, question whether particular expenditures ought to be indirectly subsidized by lower child support. (par.5);
- s.19 determination of an "unreasonable deduction" does not require establishing that spouse acted improperly or outside the norm, but rather to determine the monies available to a payor for support of children: see *Hauger v. Hauger*, [2000] A.J. No. 753 (Alta. Q.B.) (par. 29);
- Onus on self-employed parent seeking to deduct the expense; see *Whelan v. O'Connor* (2006), 28 R.F.L. (6th) 433 (Ont. S.C.J.):
  > As a self-employed person, she has the onus of demonstrating clearly the basis of her gross and net professional income. This would include … demonstrating that the deductions claimed from gross income should reasonably be taken into account in the determination of income for child support purposes. See *Wilcox v. Snow*, [1999] N.S.J. No. 453 (N.S. C.A.) and *MacDonald v. Rasmussen*, [1997] S.J. No. 667 (Sask. Q.B.);

  But see *Bekkers v. Bekkers,* (2008) CarswellOnt 173 (Ont. S.C.J.) (par. 25): onus on self-employed party claiming the unreasonableness of business deduction to prove unreasonableness, and onus then shifts to other party;
- Gross-up of non-taxable income:
  - Income tax only;
  - Income tax, CPP and EI;
- *Orser v. Grant*, [2000] O.J. No. 1429 (Ont. S.C.J.) (J. Benotto) - self-employed husband deducted significant expenses from income; court grossed up income to reflect that he paid substantially less tax than salaried employee:
  > Where, as here, a parent arranges his or her affairs to pay substantially less tax on income, the income must be grossed up before the table is applied. This is the only way to ensure the consistency mandated by the legislation. (par.12);

- *Riel v. Holland*, 2003 CarswellOnt 3828 (Ont. C.A.) - electrician who took salaried position at less than half of his income from his previously owned business found to be unreasonably underemployed and income imputed to him based on average income from his business over last 3 years; b/c he used business to pay personal expenses, the substantial tax savings had to be grossed up to equate his net position with that of employed person (cited *Orser v. Grant*):

  > The wording of s. 19 of the Guidelines is open-ended ("which circumstances include"), thus indicating that the categories listed in that section are merely examples of situations in which income may be imputed. There are, therefore, other potential scenarios in which income can, and should, be imputed. Where significant amounts of untaxed business income are used for payment of personal expenses, 'grossing up' business income to place a spouse's real income on par with what it would be in a salary income is, in my view, another such scenario .... (par 36);

- *Joy v. Mullins*, 2010 CarswellOnt 7477 (Ont. S.C.J.) – court followed *Orser* and *Riel*, and grossed up income to account for the fact that the income represented after tax dollars.

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Tools One 2017
Training - 2017 Spring - Basic: Scenario 3
Prepared by: DIVORCEmate
March 8 2017

Calculation Input		_Annual $_

Tom _Male, 40, Resident of ON_

Income
   Self-employment income (net)   100,000
Adjustments to Income (CSG); s.19
   Expenses unreasonably deducted   11,000
   (personal expenses)

Katie _Female, 38, Resident of ON_

Income
   Employment income   20,000

Children	Age	Lives with	Table Amt	Claimed by
Sara	4	Katie	Yes	Katie

Youngest child attends full time school 2 years and finishes high school 14 years from the date of separation.

Dependant credit claimed by Katie.

Note: This calculation includes amounts that have been grossed-up; this gross-up accounts for income tax only.

Child Support Guidelines (CSG)		_Monthly $_
	Tom	Katie
Annual Guidelines Income	119,437	20,000
Child Support (Table)	**1,032**	**0**

Spousal Support Advisory Guidelines (SSAG)	_Monthly $_

Length of marriage/cohabitation: 6 years
Recipient's age at separation: 38 years

"With Child Support" Formula

Low	Mid	High
1,499	**1,888**	**2,272**

The formula results in a range for spousal support of $1,499 to $2,272 per month for an indefinite (unspecified) duration, subject to variation and possibly review, with a minimum duration of 3 years and a maximum duration of 14 years from the date of separation.

**SSAG Considerations**: The results of the SSAG formula must be interpreted with regard to: Entitlement; Location within the Ranges; Restructuring; Ceilings and Floors; and Exceptions.

Support Scenarios _Monthly $_	A. SSAG Low		B. SSAG Mid		C. SSAG High	
	Tom	Katie	Tom	Katie	Tom	Katie
Gross Income	9,250	1,667	9,250	1,667	9,250	1,667
Taxes and Deductions	(1,873)	(329)	(1,752)	(432)	(1,625)	(542)
Benefits and Credits	0	554	0	492	0	443
Spousal Support	**(1,499)**	**1,499**	**(1,888)**	**1,888**	**(2,272)**	**2,272**
Child Support (Table)	**(1,032)**	**1,032**	**(1,032)**	**1,032**	**(1,032)**	**1,032**
Net Disposable Income (NDI)	4,846	4,423	4,578	4,647	4,321	4,872

👫 adult in household
👤 child in household
👤 shared/summer child in household
▓ Payor's NDI/Contribution

Percent of NDI	**52.3%**	**47.7%**	**49.6%**	**50.4%**	**47.0%**	**53.0%**
CSG Special Expenses Apportioning %	72.8%	27.2%	69.4%	30.6%	66.1%	33.9%

Child Support Calculation Details

	Tom	Katie
Gross Employment Income	0	20,000
Net Self Employment Income	100,000	0
Line 150 Total Income	**100,000**	**20,000**
Expenses unreasonably deducted from income (CSG, s.19(1)(g))	11,000	0
Gross-up of non-taxable income (CSG, s.19)	8,437	0
Annual Guidelines Income	**119,437**	**20,000**
# of Children for whom party pays CSG Table Amount	1	0
CSG Table Amount	**1,032**	**0**
Child Support (Table)	**1,032**	

SSAG Details _Monthly $_	SSAG Low		SSAG Mid		SSAG High	
	Tom	Katie	Tom	Katie	Tom	Katie
Guidelines Income	9,953	1,667	9,953	1,667	9,953	1,667
Gross-up of non-taxable income	(703)	0	(703)	0	(703)	0
Spousal Support	**(1,499)**	**1,499**	**(1,888)**	**1,888**	**(2,272)**	**2,272**
Child Support (Table)	(1,032)	0	(1,032)	0	(1,032)	0
Notional Table Amount	0	(160)	0	(160)	0	(160)
Taxes and Deductions	(1,873)	(329)	(1,752)	(432)	(1,625)	(542)
Benefits and Credits	0	554	0	492	0	443
INDI ($)	4,846	3,231	4,578	3,455	4,321	3,680
INDI (%)	**60.0%**	**40.0%**	**57.0%**	**43.0%**	**54.0%**	**46.0%**
Notional Table Amount _Monthly $_						
# of Children for Notional amount	0	1	0	1	0	1
Notional Table Amount	**0**	**(160)**	**0**	**(160)**	**0**	**(160)**
Taxes and Deductions _Annual $_						
Line 260 Taxable Income	79,444	37,992	74,783	42,653	70,168	47,268
Federal Income Tax	(11,630)	(1,861)	(10,675)	(2,560)	(9,729)	(3,327)
Provincial Income Tax	(5,714)	(945)	(5,219)	(1,483)	(4,647)	(2,038)
CPP and EI	(5,128)	(1,143)	(5,128)	(1,143)	(5,128)	(1,143)
Taxes and Deductions (Annual)	**(22,472)**	**(3,949)**	**(21,022)**	**(5,186)**	**(19,504)**	**(6,507)**
Taxes and Deductions (Monthly)	**(1,873)**	**(329)**	**(1,752)**	**(432)**	**(1,625)**	**(542)**
Benefits and Credits _Annual $_						
Line 236 Net Income (Family)	79,444	37,992	74,783	42,653	70,168	47,268
Combined Child Benefits (Fed/Prov)	0	5,841	0	5,514	0	5,191
GST/HST Credit(s)	0	803	0	384	0	130
Benefits and Credits (Annual)	**0**	**6,644**	**0**	**5,898**	**0**	**5,321**
Benefits and Credits (Monthly)	**0**	**554**	**0**	**492**	**0**	**443**

SSAG Duration Information

Years of marriage/cohabitation	6
Katie's age at separation	38
Years until youngest child attends fulltime school	2
Years until youngest child finishes high school	14
Marriage/cohabitation period of 20 years or more	no
"Rule of 65" (Katie's age plus marriage/cohabitation period)	no

Support Scenario Details	Monthly $	A. SSAG Low		B. SSAG Mid		C. SSAG High	
		Tom	Katie	Tom	Katie	Tom	Katie
Gross Income		9,250	1,667	9,250	1,667	9,250	1,667
Taxes and Deductions		(1,873)	(329)	(1,752)	(432)	(1,625)	(542)
Benefits and Credits		0	554	0	492	0	443
Spousal Support		(1,499)	1,499	(1,888)	1,888	(2,272)	2,272
Child Support (Table)		(1,032)	1,032	(1,032)	1,032	(1,032)	1,032
Net Disposable Income (NDI)		4,846	4,423	4,578	4,647	4,321	4,872
Gross Income	Annual $						
Line 150 Total Income		100,000	37,992	100,000	42,653	100,000	47,268
Spousal Support Received		0	(17,992)	0	(22,653)	0	(27,268)
Imputed non-taxable income		11,000	0	11,000	0	11,000	0
Gross Income (Annual)		**111,000**	**20,000**	**111,000**	**20,000**	**111,000**	**20,000**
Gross Income (Monthly)		**9,250**	**1,667**	**9,250**	**1,667**	**9,250**	**1,667**
Taxes and Deductions	Annual $						
Line 260 Taxable Income		79,444	37,992	74,783	42,653	70,168	47,268
Federal Income Tax		(11,630)	(1,861)	(10,675)	(2,560)	(9,729)	(3,327)
Provincial Income Tax		(5,714)	(945)	(5,219)	(1,483)	(4,647)	(2,038)
CPP and EI		(5,128)	(1,143)	(5,128)	(1,143)	(5,128)	(1,143)
Taxes and Deductions (Annual)		**(22,472)**	**(3,949)**	**(21,022)**	**(5,186)**	**(19,504)**	**(6,507)**
Taxes and Deductions (Monthly)		**(1,873)**	**(329)**	**(1,752)**	**(432)**	**(1,625)**	**(542)**
Benefits and Credits	Annual $						
Line 236 Net Income (Family)		79,444	37,992	74,783	42,653	70,168	47,268
Combined Child Benefit (Fed/Prov)		0	5,841	0	5,514	0	5,191
GST/HST Credit(s)		0	803	0	384	0	130
Benefits and Credits (Annual)		**0**	**6,644**	**0**	**5,898**	**0**	**5,321**
Benefits and Credits (Monthly)		**0**	**554**	**0**	**492**	**0**	**443**

B – Different Income Sources:

Scenario 4 *(WSIB income)*

Instead of $100,000 total employment income, Tom was injured at work and so now receives $30,000 per year from Worker's Compensation.

Key Issues
- Automatic gross-up;
- Gross-up of non-taxable income:
  - Income tax only;
  - Income tax, CPP and EI;
- *Hodge v. Hodge,* 2011 ONSC 3178 (Ont. S.C.J.) - Justice Langdon held that any gross up of WSIB income should *not* include CPP and EI premiums, since the husband received no benefit from either program and his employer contributed nothing to either program on his behalf.

Calculation Input — *Annual $*

Tom *Male, 40, Resident of ON*

Income

Workers' compensation benefits	30,000

Katie *Female, 38, Resident of ON*

Income

Employment income	20,000

Children	Age	Lives with	Table Amt	Claimed by
Sara	4	Katie	Yes	Katie

Youngest child attends full time school 2 years and finishes high school 14 years from the date of separation.

Dependant credit claimed by Katie.

Note: This calculation includes amounts that have been grossed-up; this gross-up accounts for income tax only.

Child Support Guidelines (CSG) — *Monthly $*

	Tom	Katie
Annual Guidelines Income	35,073	20,000
Child Support (Table)	**304**	**0**

Spousal Support Advisory Guidelines (SSAG) — *Monthly $*

Length of marriage/cohabitation: 6 years
Recipient's age at separation: 38 years

"With Child Support" Formula

Low	Mid	High
0	**0**	**0**

The formula results in a range for spousal support of $0 to $0 per month for an indefinite (unspecified) duration, subject to variation and possibly review, with a minimum duration of 3 years and a maximum duration of 14 years from the date of separation.

SSAG Considerations: The results of the SSAG formula must be interpreted with regard to: Entitlement; Location within the Ranges; Restructuring; Ceilings and Floors; and Exceptions.

Support Scenarios — *Monthly $*

Support Scenarios	A. SSAG Low Tom	A. SSAG Low Katie	B. SSAG Mid Tom	B. SSAG Mid Katie	C. SSAG High Tom	C. SSAG High Katie
Gross Income	2,500	1,667	2,500	1,667	2,500	1,667
Taxes and Deductions	0	(95)	0	(95)	0	(95)
Benefits and Credits	36	754	36	754	36	754
Spousal Support	**0**	**0**	**0**	**0**	**0**	**0**
Child Support (Table)	**(304)**	**304**	**(304)**	**304**	**(304)**	**304**
Net Disposable Income (NDI)	2,232	2,630	2,232	2,630	2,232	2,630
Percent of NDI	**45.9%**	**54.1%**	**45.9%**	**54.1%**	**45.9%**	**54.1%**
CSG Special Expenses Apportioning %	63.7%	36.3%	63.7%	36.3%	63.7%	36.3%

👫 adult in household
👤 child in household
👥 shared/summer child in household
▨ Payor's NDI/Contribution

B – Different Income Sources:

Scenario 5 (social assistance income)

Katie lost her job and so now receives social assistance of $12,000 ($4,000 of which is attributable to the child).

Key Issues

- Social assistance (including ODSP) income (auto clawback) – dollar for dollar reduction of social assistance for every dollar of support received – clawback has no effect on child/spousal support numbers but does have effect on NDI (ie. NDI will not change until support exceeds social assistance);
- Effective January 1, 2017 for ODSP, and February 1, 2017 for Ontario Works, any child support received will no longer be clawed back from social assistance, so use the "Social assistance (clawback spousal only)" input field;
- Income adjustment – social assistance not attributed to party (CSG, Sch. III, s.4);
  - CSG Table Amount may be used as the proxy measure of the custodial parent's child support contribution (as SSAG does);
  - Provincial guidelines breaking down Social assistance payments between parents and children may also be available from the applicable ministry.
    - For example, Ontario Regulation 134/99 of the Ontario Works Act, 1997 provides that a single person with no children is allotted $606/month, and a single person with one child is allotted $940/month (ie. a difference of $4,008/year);
    - Similarly, Ontario Regulation 222/98 of the Ontario Disability Support Program Act, 1997 provides that a single person with no children is allotted $1,075/month, and a single person with one child is allotted $1,492/month (ie. a difference of $5,004/year);
- Guidelines Income under SSAG – does NOT include social assistance – automatically excluded as income for SSAG by software.

Calculation Input — Annual $

Tom — *Male, 40, Resident of ON*

Income

Employment income *(Movies-R-Us)*	80,000
Employment income *(video store)*	20,000

Katie — *Female, 38, Resident of ON*

Income

Social assistance (clawback spousal only)	12,000

Adjustments to Income (CSG); Sch. III, ss.2-

Social assistance not attributed to party	4,000

Children	Age	Lives with	Table Amt	Claimed by
Sara	4	Katie	Yes	Katie

Youngest child attends full time school 2 years and finishes high school 14 years from the date of separation.

Dependant credit claimed by Katie.

Child Support Guidelines (CSG) — Monthly $

	Tom	Katie
Annual Guidelines Income	100,000	8,000
Child Support (Table)	**880**	**0**

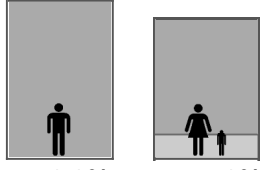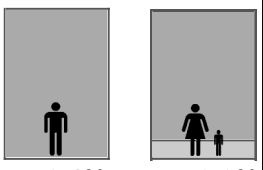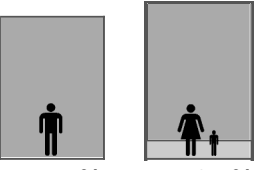## Spousal Support Advisory Guidelines (SSAG) — Monthly $

Length of marriage/cohabitation: 6 years
Recipient's age at separation: 38 years

"With Child Support" Formula

Low	Mid	High
2,000	2,291	2,573

The formula results in a range for spousal support of $2,000 to $2,573 per month for an indefinite (unspecified) duration, subject to variation and possibly review, with a minimum duration of 3 years and a maximum duration of 14 years from the date of separation.

SSAG Considerations: The results of the SSAG formula must be interpreted with regard to: Entitlement; Location within the Ranges; Restructuring; Ceilings and Floors; and Exceptions.

Support Scenarios — Monthly $

	A. SSAG Low Tom	A. SSAG Low Katie	B. SSAG Mid Tom	B. SSAG Mid Katie	C. SSAG High Tom	C. SSAG High Katie
Gross Income	8,333	1,000	8,333	1,000	8,333	1,000
Taxes and Deductions	(1,609)	(29)	(1,521)	(78)	(1,427)	(120)
Benefits and Credits	0	591	0	534	0	488
Cash Flow Adjustments	0	(1,000)	0	(1,000)	0	(1,000)
Spousal Support	**(2,000)**	**2,000**	**(2,291)**	**2,291**	**(2,573)**	**2,573**
Child Support (Table)	**(880)**	**880**	**(880)**	**880**	**(880)**	**880**
Net Disposable Income (NDI)	3,844	3,442	3,641	3,627	3,453	3,821

👫 adult in household
🧍 child in household
🧍 shared/summer child in household
▪ Payor's NDI/Contribution

	A. SSAG Low Tom	A. SSAG Low Katie	B. SSAG Mid Tom	B. SSAG Mid Katie	C. SSAG High Tom	C. SSAG High Katie
Percent of NDI	**52.8%**	**47.2%**	**50.1%**	**49.9%**	**47.5%**	**52.5%**
CSG Special Expenses Apportioning %	70.4%	29.6%	67.1%	32.9%	64.0%	36.0%

B – Different Income Sources:

Scenario 6 *(imputed income)*

Since Sara is in school full-time, Tom argues that Katie should be getting a full time job and could be earning $35,000 a year.

Key Issues

- Treatment of s.19(1)(a) imputed income - imputed as gross employment income (as opposed to other income imputed as non-taxable income and grossed-up); affects both SSAG and Support Scenarios;
- *Drygala v. Pauli* (2002), 61 O.R. (3d) 711 (Ont. C.A.) (tool & die worker quit work and went back to university to pursue teaching degree; 3 questions to determine if income to be imputed for under/unemployment: 1) is spouse intentionally under/unemployed? (no need for bad faith in order to be "intentional"); 2) is under/unemployment required by reasonable educational needs?; 3) if not, how much income appropriate to impute?; here, part-time income reasonable while schooling so court imputed 50% of full-time income);
- *Riel v. Holland*, 2003 CarswellOnt 3828 (Ont. C.A.) (followed *Drygala v. Pauli*; electrician's salaried position at less than half of his income from his previously owned business was held to be unreasonable underemployment; income imputed to him based on average income from his business over last 3 years);
- Party is not intentionally underemployed where unemployed because of ill health or misfortune: see *Metzler v. Metzler*, 2002 CarswellOnt 3149 (S.C.J.);
- Evidence of lifestyle may be used to impute income: see *Orszak v. Orszak*, 2000 CarswellOnt 1574 (S.C.J.); *Chen v. Chen* (2000), 5 R.F.L. (5th) 288 (Ont. S.C.J.); and *Currie v. Currie* (1999), 2 RFL (5th) 153 (Ont. S.C.J).

Calculation Input — Annual $

Tom — *Male, 40, Resident of ON*

Income

Employment income *(Movies-R-Us)*	80,000
Employment income *(video store)*	20,000

Katie — *Female, 38, Resident of ON*

Income

Employment income	20,000

Adjustments to Income (CSG); s.19

Intentionally under-employed/unemployed	15,000

Children	Age	Lives with	Table Amt	Claimed by
Sara	4	Katie	Yes	Katie

Youngest child attends full time school 2 years and finishes high school 14 years from the date of separation.

Dependant credit claimed by Katie.

Child Support Guidelines (CSG) — Monthly $

	Tom	Katie
Annual Guidelines Income	100,000	35,000
Child Support (Table)	**880**	**0**

Spousal Support Advisory Guidelines (SSAG) — Monthly $

Length of marriage/cohabitation: 6 years
Recipient's age at separation: 38 years

"With Child Support" Formula

Low	Mid	High
548	956	1,349

The formula results in a range for spousal support of $548 to $1,349 per month for an indefinite (unspecified) duration, subject to variation and possibly review, with a minimum duration of 3 years and a maximum duration of 14 years from the date of separation.

SSAG Considerations: The results of the SSAG formula must be interpreted with regard to: Entitlement; Location within the Ranges; Restructuring; Ceilings and Floors; and Exceptions.

Support Scenarios — Monthly $

	A. SSAG Low — Tom	Katie	B. SSAG Mid — Tom	Katie	C. SSAG High — Tom	Katie
Gross Income	8,333	2,917	8,333	2,917	8,333	2,917
Taxes and Deductions	(2,106)	(468)	(1,946)	(588)	(1,814)	(717)
Benefits and Credits	0	506	0	451	0	410
Spousal Support	**(548)**	**548**	**(956)**	**956**	**(1,349)**	**1,349**
Child Support (Table)	**(880)**	**880**	**(880)**	**880**	**(880)**	**880**
Net Disposable Income (NDI)	4,799	4,383	4,551	4,616	4,290	4,839
Percent of NDI	**52.3%**	**47.7%**	**49.6%**	**50.4%**	**47.0%**	**53.0%**
CSG Special Expenses Apportioning %	69.2%	30.8%	65.6%	34.4%	62.1%	37.9%

adult in household
child in household
shared/summer child in household
Payor's NDI/Contribution

C - Special Expenses:

Scenario 7 *(section 7 child care expenses)*

Katie pays daycare expenses of $750/month and wants to claim these expenses as a tax deduction.

Key Issues

- Childcare as Special Expense (CSG, s.7(1)(a));
- Auto-conversion input feature;
- Related tax deduction re: childcare;
    - Limited to $8,000/child/year for children under 7 years old;
    - Limited to $5,000/child/year for children 7-15 years old, inclusive;
- Related input fields highlighted in yellow in "Help" and green link to related input fields;
- Cautions (eg. if exceed maximum allowable childcare tax deduction);
- Net apportioning of Special Expenses;
- Calculation details.

DIVORCEMATE
SOFTWARE

Calculation Input	Annual $
Tom	*Male, 40, Resident of ON*
Income	
Employment income *(Movies-R-Us)*	80,000
Employment income *(video store)*	20,000
Katie	*Female, 38, Resident of ON*
Income	
Employment income	20,000
Special Expenses (s.7)	
Child care expenses	9,000
Tax Deductions	
Child care expenses (deductible portion)	8,000

Children	Age	Lives with	Table Amt	Claimed by
Sara	4	Katie	Yes	Katie

Youngest child attends full time school 2 years and finishes high school 14 years from the date of separation.

Dependant credit claimed by Katie.

Child Support Guidelines (CSG)		Monthly $
	Tom	Katie
Annual Guidelines Income	100,000	20,000
Child Support (Table)	**880**	**0**
Special Expenses (s.7)	0	750
Child Support (s.7 Payment)	*See Support Scenarios*	

Spousal Support Advisory Guidelines (SSAG)	Monthly $

Length of marriage/cohabitation: 6 years
Recipient's age at separation: 38 years

"With Child Support" Formula

Low	Mid	High
920	**1,306**	**1,702**

The formula results in a range for spousal support of $920 to $1,702 per month for an indefinite (unspecified) duration, subject to variation and possibly review, with a minimum duration of 3 years and a maximum duration of 14 years from the date of separation.

SSAG Considerations: The results of the SSAG formula must be interpreted with regard to: Entitlement; Location within the Ranges; Restructuring; Ceilings and Floors; and Exceptions.

Support Scenarios	Monthly $	A. SSAG Low		B. SSAG Mid		C. SSAG High	
		Tom	Katie	Tom	Katie	Tom	Katie
Gross Income		8,333	1,667	8,333	1,667	8,333	1,667
Taxes and Deductions		(1,958)	(110)	(1,828)	(146)	(1,703)	(206)
Benefits and Credits		0	738	0	707	0	648
Special Expenses (s.7)		0	(750)	0	(750)	0	(750)
Spousal Support		**(920)**	**920**	**(1,306)**	**1,306**	**(1,702)**	**1,702**
Child Support (Table)		**(880)**	**880**	**(880)**	**880**	**(880)**	**880**
Child Support (s.7 Payment)		**(448)**	**448**	**(362)**	**362**	**(296)**	**296**
Net Disposable Income (NDI)		4,127	3,793	3,957	4,026	3,752	4,237

adult in household
child in household
shared/summer child in household
Payor's NDI/Contribution

Percent of NDI		**52.1%**	**47.9%**	**49.6%**	**50.4%**	**47.0%**	**53.0%**
CSG Special Expenses Apportioning %		74.1%	25.9%	70.3%	29.7%	66.3%	33.7%

Child Support Calculation Details

	Tom	Katie
Gross Employment Income	100,000	20,000
Line 150 Total Income	**100,000**	**20,000**
Annual Guidelines Income	**100,000**	**20,000**
# of Children for whom party pays CSG Table Amount	1	0
CSG Table Amount	**880**	**0**
Child Support (Table)	**880**	

SSAG Details _Monthly $_	SSAG Low		SSAG Mid		SSAG High	
	Tom	Katie	Tom	Katie	Tom	Katie
Guidelines Income	8,333	1,667	8,333	1,667	8,333	1,667
Spousal Support	**(920)**	**920**	**(1,306)**	**1,306**	**(1,702)**	**1,702**
Child Support (Table)	(880)	0	(880)	0	(880)	0
Notional Table Amount	0	(160)	0	(160)	0	(160)
Special Expenses (s.7)	0	(750)	0	(750)	0	(750)
Child Support (s.7 Payment)	(448)	448	(362)	362	(296)	296
Taxes and Deductions	(1,958)	(110)	(1,828)	(146)	(1,703)	(206)
Benefits and Credits	0	738	0	707	0	648
INDI ($)	4,127	2,753	3,957	2,986	3,752	3,197
INDI (%)	**60.0%**	**40.0%**	**57.0%**	**43.0%**	**54.0%**	**46.0%**
Notional Table Amount _Monthly $_						
# of Children for Notional amount	0	1	0	1	0	1
Notional Table Amount	**0**	**(160)**	**0**	**(160)**	**0**	**(160)**
Child Support (s.7 Payment) _Annual $_						
Special Expenses (s.7)	0	(9,000)	0	(9,000)	0	(9,000)
Change in Benefits	0	817	0	1,326	0	1,524
Change in Taxes	0	936	0	1,491	0	2,121
Net Special Expenses	0	(7,247)	0	(6,183)	0	(5,355)
Guidelines Income	100,000	20,000	100,000	20,000	100,000	20,000
Spousal Support	(11,038)	11,038	(15,669)	15,669	(20,421)	20,421
Guidelines Income for Apportioning	88,962	31,038	84,331	35,669	79,579	40,421
Special Expenses Apportioning %	74.1%	25.9%	70.3%	29.7%	66.3%	33.7%
Contribution to Other's Special Expenses	5,370	0	4,347	0	3,550	0
Child Support (s.7 Payment) (Annual)	**(5,370)**	**5,370**	**(4,347)**	**4,347**	**(3,550)**	**3,550**
Child Support (s.7 Payment) (Monthly)	**(448)**	**448**	**(362)**	**362**	**(296)**	**296**
Taxes and Deductions _Annual $_						
Line 260 Taxable Income	88,962	23,038	84,331	27,669	79,579	32,421
Federal Income Tax	(13,281)	0	(12,331)	(313)	(11,357)	(1,026)
Provincial Income Tax	(6,819)	(182)	(6,200)	(300)	(5,678)	(300)
CPP and EI	(3,400)	(1,143)	(3,400)	(1,143)	(3,400)	(1,143)
Taxes and Deductions (Annual)	**(23,499)**	**(1,325)**	**(21,931)**	**(1,756)**	**(20,435)**	**(2,469)**
Taxes and Deductions (Monthly)	**(1,958)**	**(110)**	**(1,828)**	**(146)**	**(1,703)**	**(206)**

SSAG Details (cont'd)		SSAG Low		SSAG Mid		SSAG High	
Benefits and Credits	*Annual $*						
Line 236 Net Income (Family)		88,962	23,038	84,331	27,669	79,579	32,421
Combined Child Benefits (Fed/Prov)		0	7,569	0	7,199	0	6,649
GST/HST Credit(s)		0	1,289	0	1,289	0	1,129
Benefits and Credits (Annual)		**0**	**8,858**	**0**	**8,488**	**0**	**7,779**
Benefits and Credits (Monthly)		**0**	**738**	**0**	**707**	**0**	**648**

SSAG Duration Information	
Years of marriage/cohabitation	6
Katie's age at separation	38
Years until youngest child attends fulltime school	2
Years until youngest child finishes high school	14
Marriage/cohabitation period of 20 years or more	no
"Rule of 65" (Katie's age plus marriage/cohabitation period)	no

Support Scenario Details	*Monthly $*	A. SSAG Low		B. SSAG Mid		C. SSAG High	
		Tom	Katie	Tom	Katie	Tom	Katie
Gross Income		8,333	1,667	8,333	1,667	8,333	1,667
Taxes and Deductions		(1,958)	(110)	(1,828)	(146)	(1,703)	(206)
Benefits and Credits		0	738	0	707	0	648
Special Expenses (s.7)		0	(750)	0	(750)	0	(750)
Spousal Support		(920)	920	(1,306)	1,306	(1,702)	1,702
Child Support (Table)		(880)	880	(880)	880	(880)	880
Child Support (s.7 Payment)		(448)	448	(362)	362	(296)	296
Net Disposable Income (NDI)		4,127	3,793	3,957	4,026	3,752	4,237
Gross Income	*Annual $*						
Line 150 Total Income		100,000	31,038	100,000	35,669	100,000	40,421
Spousal Support Received		0	(11,038)	0	(15,669)	0	(20,421)
Gross Income (Annual)		**100,000**	**20,000**	**100,000**	**20,000**	**100,000**	**20,000**
Gross Income (Monthly)		**8,333**	**1,667**	**8,333**	**1,667**	**8,333**	**1,667**
Taxes and Deductions	*Annual $*						
Line 260 Taxable Income		88,962	23,038	84,331	27,669	79,579	32,421
Federal Income Tax		(13,281)	0	(12,331)	(313)	(11,357)	(1,026)
Provincial Income Tax		(6,819)	(182)	(6,200)	(300)	(5,678)	(300)
CPP and EI		(3,400)	(1,143)	(3,400)	(1,143)	(3,400)	(1,143)
Taxes and Deductions (Annual)		**(23,499)**	**(1,325)**	**(21,931)**	**(1,756)**	**(20,435)**	**(2,469)**
Taxes and Deductions (Monthly)		**(1,958)**	**(110)**	**(1,828)**	**(146)**	**(1,703)**	**(206)**
Benefits and Credits	*Annual $*						
Line 236 Net Income (Family)		88,962	23,038	84,331	27,669	79,579	32,421
Combined Child Benefit (Fed/Prov)		0	7,569	0	7,199	0	6,649
GST/HST Credit(s)		0	1,289	0	1,289	0	1,129
Benefits and Credits (Annual)		**0**	**8,858**	**0**	**8,488**	**0**	**7,779**
Benefits and Credits (Monthly)		**0**	**738**	**0**	**707**	**0**	**648**

Support Scenario Details (cont'd)	A. SSAG Low		B. SSAG Mid		C. SSAG High	
Child Support (s.7 Payment) *Annual $*						
Special Expenses (s.7)	0	(9,000)	0	(9,000)	0	(9,000)
Change in Benefits	0	817	0	1,326	0	1,524
Change in Taxes	0	936	0	1,491	0	2,121
Net Special Expenses	0	(7,247)	0	(6,183)	0	(5,355)
Guidelines Income	100,000	20,000	100,000	20,000	100,000	20,000
Spousal Support	(11,038)	11,038	(15,669)	15,669	(20,421)	20,421
Guidelines Income for Apportioning	88,962	31,038	84,331	35,669	79,579	40,421
Special Expenses Apportioning %	74.1%	25.9%	70.3%	29.7%	66.3%	33.7%
Contribution to Other's Special Expenses	5,370	0	4,347	0	3,550	0
Child Support (s.7 Payment) (Annual)	**(5,370)**	**5,370**	**(4,347)**	**4,347**	**(3,550)**	**3,550**
Child Support (s.7 Payment) (Monthly)	**(448)**	**448**	**(362)**	**362**	**(296)**	**296**

C - Special Expenses:

Scenario 8 *(section 7 extraordinary extracurricular expenses)*

Sara is enrolled in ballet lessons which cost Katie $1,000/year.

Key Issues

- Extraordinary extracurricular activities as Special Expense (CSG, s.7(1)(f));
- What constitutes "extraordinary";
  - o To qualify as "extraordinary" under CSG, s. 7(1.1), the extracurricular activities expenses must:
    - exceed those that the party requesting contribution can reasonably cover, taking into account that party's income and any table amount of child support (or such other amount of child support deemed appropriate by court) being received; or
    - be expenses that the court considers extraordinary, taking into account:
      - the amount of the expense in relation to the income of the party requesting contribution, including any table amount of child support (or such other amount of child support deemed appropriate by the court);
      - the nature and number of the activities;
      - any special needs and talents of the child(ren);
      - the overall cost of the programs and activities; and
      - any other similar factor that the court considers relevant.
  - o The caselaw has established that there is an amount already factored into the table amount of support for certain "ordinary" extracurricular activities;
- For 2017, all related tax credits have been eliminated.
- Keep prior tax credits in mind for retroactive calculations:
  - o Federal children's fitness tax credit applicable to fitness related activities:
    - $500/child for 2016 – refundable credit;
    - $1,000/child for 2015 – refundable credit;
    - $1,000/child for 2014 – non-refundable credit;
    - $500/child for 2007-2013 inclusive – non-refundable credit.
  - o Non-refundable federal children's arts credit applicable to arts and cultural related activities:
    - $250/child for 2016;
    - $400/child for 2011 – 2015 inclusive.
  - o Refundable Ontario activities credit applicable to fitness and non-fitness activities:
    - $560/child for 2016
    - $551/child for 2015
    - $541/child for 2014
    - $535/child for 2013
    - $526/child for 2012
    - $509/child for 2011
    - $500/child for 2010.
  - o only one person can claim the same fees; if each claim for different fees, combined amount claimed cannot exceed maximum allowable.

DIVORCEMATE
SOFTWARE

Calculation Input	Annual $
Tom	*Male, 40, Resident of ON*
Income	
Employment income *(Movies-R-Us)*	80,000
Employment income *(video store)*	20,000
Katie	*Female, 38, Resident of ON*
Income	
Employment income	20,000
Special Expenses (s.7)	
Extraordinary extracurricular expenses	1,000

Children	Age	Lives with	Table Amt	Claimed by
Sara	4	Katie	Yes	Katie

Youngest child attends full time school 2 years and finishes high school 14 years from the date of separation.

Dependant credit claimed by Katie.

Child Support Guidelines (CSG)		Monthly $
	Tom	Katie
Annual Guidelines Income	100,000	20,000
Child Support (Table)	**880**	**0**
Special Expenses (s.7)	0	83
Child Support (s.7 Payment)	*See Support Scenarios*	
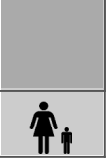
Spousal Support Advisory Guidelines (SSAG)	Monthly $

Length of marriage/cohabitation: 6 years
Recipient's age at separation: 38 years

"With Child Support" Formula

Low	Mid	High
1,032	1,409	1,773

The formula results in a range for spousal support of $1,032 to $1,773 per month for an indefinite (unspecified) duration, subject to variation and possibly review, with a minimum duration of 3 years and a maximum duration of 14 years from the date of separation.

SSAG Considerations: The results of the SSAG formula must be interpreted with regard to: Entitlement; Location within the Ranges; Restructuring; Ceilings and Floors; and Exceptions.

Support Scenarios	Monthly $	A. SSAG Low		B. SSAG Mid		C. SSAG High	
		Tom	Katie	Tom	Katie	Tom	Katie
Gross Income		8,333	1,667	8,333	1,667	8,333	1,667
Taxes and Deductions		(1,920)	(205)	(1,795)	(301)	(1,680)	(400)
Benefits and Credits		0	649	0	573	0	510
Special Expenses (s.7)		0	(83)	0	(83)	0	(83)
Spousal Support		**(1,032)**	**1,032**	**(1,409)**	**1,409**	**(1,773)**	**1,773**
Child Support (Table)		**(880)**	**880**	**(880)**	**880**	**(880)**	**880**
Child Support (s.7 Payment)		**(61)**	**61**	**(58)**	**58**	**(55)**	**55**
Net Disposable Income (NDI)		4,440	4,001	4,191	4,203	3,945	4,402

👫 adult in household
🧍 child in household
🧍 shared/summer child in household
▧ Payor's NDI/Contribution

		A. SSAG Low		B. SSAG Mid		C. SSAG High	
Percent of NDI		**52.6%**	**47.4%**	**49.9%**	**50.1%**	**47.3%**	**52.7%**
CSG Special Expenses Apportioning %		73.0%	27.0%	69.2%	30.8%	65.6%	34.4%

C - Special Expenses:

Scenario 9 *(section 7 medical expenses)*

Katie incurs $3,000 of medical expenses, $2,000 of which is for speech therapy for Sara.

Key Issues

- Health-related expenses as Special Expenses (CSG, s.7(1)(c));
- Related tax credits – medical expenses credit.

DIVORCEMATE SOFTWARE

Calculation Input	Annual $
Tom	*Male, 40, Resident of ON*
Income	
Employment income *(Movies-R-Us)*	80,000
Employment income *(video store)*	20,000
Katie	*Female, 38, Resident of ON*
Income	
Employment income	20,000
Special Expenses (s.7)	
Child's portion of medical expenses *(speech therapy)*	2,000
Tax Credits	
Medical expenses	3,000

Children	Age	Lives with	Table Amt	Claimed by
Sara	4	Katie	Yes	Katie

Youngest child attends full time school 2 years and finishes high school 14 years from the date of separation.

Dependant credit claimed by Katie.

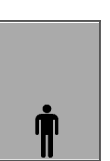| Child Support Guidelines (CSG)		Monthly $
	Tom	Katie
Annual Guidelines Income	100,000	20,000
Child Support (Table)	**880**	**0**
Special Expenses (s.7)	0	167
Child Support (s.7 Payment)	*See Support Scenarios*	
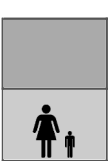
Spousal Support Advisory Guidelines (SSAG)	Monthly $

Length of marriage/cohabitation: 6 years
Recipient's age at separation: 38 years

"With Child Support" Formula

Low	Mid	High
1,024	**1,399**	**1,764**

The formula results in a range for spousal support of $1,024 to $1,764 per month for an indefinite (unspecified) duration, subject to variation and possibly review, with a minimum duration of 3 years and a maximum duration of 14 years from the date of separation.

SSAG Considerations: *The results of the SSAG formula must be interpreted with regard to: Entitlement; Location within the Ranges; Restructuring; Ceilings and Floors; and Exceptions.*

Support Scenarios	Monthly $	A. SSAG Low		B. SSAG Mid		C. SSAG High	
		Tom	Katie	Tom	Katie	Tom	Katie
Gross Income		8,333	1,667	8,333	1,667	8,333	1,667
Taxes and Deductions		(1,923)	(163)	(1,798)	(258)	(1,683)	(361)
Benefits and Credits		0	650	0	576	0	511
Special Expenses (s.7)		0	(167)	0	(167)	0	(167)
Spousal Support		**(1,024)**	**1,024**	**(1,399)**	**1,399**	**(1,764)**	**1,764**
Child Support (Table)		**(880)**	**880**	**(880)**	**880**	**(880)**	**880**
Child Support (s.7 Payment)		**(92)**	**92**	**(88)**	**88**	**(85)**	**85**
Net Disposable Income (NDI)		4,414	3,983	4,168	4,185	3,921	4,379

👫 adult in household
👤 child in household
👥 shared/summer child in household
▨ Payor's NDI/Contribution

		A. SSAG Low		B. SSAG Mid		C. SSAG High	
Percent of NDI		**52.6%**	**47.4%**	**49.9%**	**50.1%**	**47.2%**	**52.8%**
CSG Special Expenses Apportioning %		73.1%	26.9%	69.3%	30.7%	65.7%	34.3%

Child Support Calculation Details

	Tom	Katie
Gross Employment Income	100,000	20,000
Line 150 Total Income	**100,000**	**20,000**
Annual Guidelines Income	**100,000**	**20,000**
# of Children for whom party pays CSG Table Amount	1	0
CSG Table Amount	**880**	**0**
Child Support (Table)	**880**	

SSAG Details _Monthly $_	SSAG Low		SSAG Mid		SSAG High	
	Tom	Katie	Tom	Katie	Tom	Katie
Guidelines Income	8,333	1,667	8,333	1,667	8,333	1,667
Spousal Support	**(1,024)**	**1,024**	**(1,399)**	**1,399**	**(1,764)**	**1,764**
Child Support (Table)	(880)	0	(880)	0	(880)	0
Notional Table Amount	0	(160)	0	(160)	0	(160)
Special Expenses (s.7)	0	(167)	0	(167)	0	(167)
Child Support (s.7 Payment)	(92)	92	(88)	88	(85)	85
Taxes and Deductions	(1,923)	(163)	(1,798)	(258)	(1,683)	(361)
Benefits and Credits	0	650	0	576	0	511
INDI ($)	4,414	2,943	4,168	3,145	3,921	3,339
INDI (%)	**60.0%**	**40.0%**	**57.0%**	**43.0%**	**54.0%**	**46.0%**
Notional Table Amount _Monthly $_						
# of Children for Notional amount	0	1	0	1	0	1
Notional Table Amount	**0**	**(160)**	**0**	**(160)**	**0**	**(160)**
Child Support (s.7 Payment) _Annual $_						
Special Expenses (s.7)	0	(2,000)	0	(2,000)	0	(2,000)
Change in Benefits	0	0	0	0	0	0
Change in Taxes	0	491	0	476	0	445
Net Special Expenses	0	(1,509)	0	(1,524)	0	(1,555)
Guidelines Income	100,000	20,000	100,000	20,000	100,000	20,000
Spousal Support	(12,282)	12,282	(16,788)	16,788	(21,173)	21,173
Guidelines Income for Apportioning	87,718	32,282	83,212	36,788	78,827	41,173
Special Expenses Apportioning %	73.1%	26.9%	69.3%	30.7%	65.7%	34.3%
Contribution to Other's Special Expenses	1,103	0	1,056	0	1,022	0
Child Support (s.7 Payment) (Annual)	**(1,103)**	**1,103**	**(1,056)**	**1,056**	**(1,022)**	**1,022**
Child Support (s.7 Payment) (Monthly)	**(92)**	**92**	**(88)**	**88**	**(85)**	**85**
Taxes and Deductions _Annual $_						
Line 260 Taxable Income	87,718	32,282	83,212	36,788	78,827	41,173
Federal Income Tax	(13,026)	(509)	(12,102)	(1,396)	(11,203)	(2,074)
Provincial Income Tax	(6,652)	(300)	(6,077)	(559)	(5,596)	(1,116)
CPP and EI	(3,400)	(1,143)	(3,400)	(1,143)	(3,400)	(1,143)
Taxes and Deductions (Annual)	**(23,078)**	**(1,952)**	**(21,579)**	**(3,098)**	**(20,198)**	**(4,333)**
Taxes and Deductions (Monthly)	**(1,923)**	**(163)**	**(1,798)**	**(258)**	**(1,683)**	**(361)**

SSAG Details (cont'd)		SSAG Low		SSAG Mid		SSAG High	
Benefits and Credits	*Annual $*						
Line 236 Net Income (Family)		87,718	32,282	83,212	36,788	78,827	41,173
Combined Child Benefits (Fed/Prov)		0	6,670	0	5,994	0	5,618
GST/HST Credit(s)		0	1,135	0	912	0	517
Benefits and Credits (Annual)		**0**	**7,805**	**0**	**6,906**	**0**	**6,135**
Benefits and Credits (Monthly)		**0**	**650**	**0**	**576**	**0**	**511**

SSAG Duration Information		
Years of marriage/cohabitation		6
Katie's age at separation		38
Years until youngest child attends fulltime school		2
Years until youngest child finishes high school		14
Marriage/cohabitation period of 20 years or more		no
"Rule of 65" (Katie's age plus marriage/cohabitation period)		no

Support Scenario Details	*Monthly $*	A. SSAG Low		B. SSAG Mid		C. SSAG High	
		Tom	Katie	Tom	Katie	Tom	Katie
Gross Income		8,333	1,667	8,333	1,667	8,333	1,667
Taxes and Deductions		(1,923)	(163)	(1,798)	(258)	(1,683)	(361)
Benefits and Credits		0	650	0	576	0	511
Special Expenses (s.7)		0	(167)	0	(167)	0	(167)
Spousal Support		(1,024)	1,024	(1,399)	1,399	(1,764)	1,764
Child Support (Table)		(880)	880	(880)	880	(880)	880
Child Support (s.7 Payment)		(92)	92	(88)	88	(85)	85
Net Disposable Income (NDI)		4,414	3,983	4,168	4,185	3,921	4,379
Gross Income	*Annual $*						
Line 150 Total Income		100,000	32,282	100,000	36,788	100,000	41,173
Spousal Support Received		0	(12,282)	0	(16,788)	0	(21,173)
Gross Income (Annual)		**100,000**	**20,000**	**100,000**	**20,000**	**100,000**	**20,000**
Gross Income (Monthly)		**8,333**	**1,667**	**8,333**	**1,667**	**8,333**	**1,667**
Taxes and Deductions	*Annual $*						
Line 260 Taxable Income		87,718	32,282	83,212	36,788	78,827	41,173
Federal Income Tax		(13,026)	(509)	(12,102)	(1,396)	(11,203)	(2,074)
Provincial Income Tax		(6,652)	(300)	(6,077)	(559)	(5,596)	(1,116)
CPP and EI		(3,400)	(1,143)	(3,400)	(1,143)	(3,400)	(1,143)
Taxes and Deductions (Annual)		**(23,078)**	**(1,952)**	**(21,579)**	**(3,098)**	**(20,198)**	**(4,333)**
Taxes and Deductions (Monthly)		**(1,923)**	**(163)**	**(1,798)**	**(258)**	**(1,683)**	**(361)**
Benefits and Credits	*Annual $*						
Line 236 Net Income (Family)		87,718	32,282	83,212	36,788	78,827	41,173
Combined Child Benefit (Fed/Prov)		0	6,670	0	5,994	0	5,618
GST/HST Credit(s)		0	1,135	0	912	0	517
Benefits and Credits (Annual)		**0**	**7,805**	**0**	**6,906**	**0**	**6,135**
Benefits and Credits (Monthly)		**0**	**650**	**0**	**576**	**0**	**511**

DIVORCEMATE

Support Scenario Details (cont'd)	A. SSAG Low		B. SSAG Mid		C. SSAG High	
Child Support (s.7 Payment) Annual $						
Special Expenses (s.7)	0	(2,000)	0	(2,000)	0	(2,000)
Change in Benefits	0	0	0	0	0	0
Change in Taxes	0	491	0	476	0	445
Net Special Expenses	0	(1,509)	0	(1,524)	0	(1,555)
Guidelines Income	100,000	20,000	100,000	20,000	100,000	20,000
Spousal Support	(12,282)	12,282	(16,788)	16,788	(21,173)	21,173
Guidelines Income for Apportioning	87,718	32,282	83,212	36,788	78,827	41,173
Special Expenses Apportioning %	73.1%	26.9%	69.3%	30.7%	65.7%	34.3%
Contribution to Other's Special Expenses	1,103	0	1,056	0	1,022	0
Child Support (s.7 Payment) (Annual)	**(1,103)**	**1,103**	**(1,056)**	**1,056**	**(1,022)**	**1,022**
Child Support (s.7 Payment) (Monthly)	**(92)**	**92**	**(88)**	**88**	**(85)**	**85**

C - Special Expenses:

Scenario 10 *(post-secondary expenses)*

Sara is 20 years old and attending university in town, and living at home with Katie. Tom will continue to pay table child support to Katie.

In addition, Tom will pay Sara's university expenses (tuition and books) estimated at $12,000 per year.

Because Tom will be paying the university expenses, he will be claiming the tuition credit for tax purposes.

Key Issues

- Post-secondary education;
- Tuition credits (child):
  - child may transfer all or part of his/her tuition amounts to a parent or grandparent, or retain this credit for him/herself to offset income earned in later years; it is not an automatic transfer.
  - only one person can claim this transfer.
  - maximum amount that can be transferred from each child is $5,000 minus the amounts that the child uses even if there is still an unclaimed part.
  - a course qualifies if taken at the post-secondary level or (if 16 years or older) it develops or improves skills in an occupation and has been certified by Human Resources and Skills Development Canada. Tuition fees claimed by the child must be more than $100 and paid to a Canadian educational institution.
  - Note that the "education amount" and "textbook amount" that the child could previously claim in 2016 and earlier has been eliminated, effective January 1, 2017, although unused education and textbook amounts as of the end of 2016 can be carried forward to 2017 and subsequent tax years. Provincial tuition and education credits have been eliminated effective Septebmer, 2017
- limit based on federal credit (software automatically calculates provincial credit using federal amount – despite different maximum limits, effect on calculation is minimal)
- Children over the age of majority (CSG, s. 3(2));
- Cautions/Overrides – Children over the age of majority; CSG Table Amount may be inappropriate;
- Application of SSAG "With Child Support" Formula because CSG Table Amount still being paid.

DIVORCEMATE
S O F T W A R E

Calculation Input | Annual $

Tom — *Male, 40, Resident of ON*

Income
  Employment income — 80,000
  (Movies-R-Us)
  Employment income — 20,000
  (video store)

Special Expenses (s.7)
  Post-secondary expenses — 12,000

Tax Credits
  Tuition credits (child) — 5,000

Katie — *Female, 38, Resident of ON*

Income
  Employment income — 20,000

Children	Age	Lives with	Table Amt	Claimed by
Sara	20	Katie	Yes	N/A

Dependant credit not claimed.

Cautions/Overrides

⚠ **Child Support (Table)** - Child(ren) the age of majority or over; CSG Table Amount may be inappropriate

Child Support Guidelines (CSG) | Monthly $

	Tom	Katie
Annual Guidelines Income	100,000	20,000
Child Support (Table)	**880**	**0**
Special Expenses (s.7)	1,000	0
Child Support (s.7 Payment)	*See Support Scenarios*	

Spousal Support Advisory Guidelines (SSAG) | Monthly $

Length of marriage/cohabitation: 6 years
Recipient's age at separation: 38 years

"With Child Support" Formula

Low	Mid	High
1,667	1,946	2,223

The formula results in a range for spousal support of $1,667 to $2,223 per month for an indefinite (unspecified) duration, subject to variation and possibly review, with a minimum duration of 3 years and a maximum duration of 6 years from the date of separation.

SSAG Considerations: The results of the SSAG formula must be interpreted with regard to: Entitlement; Location within the Ranges; Restructuring; Ceilings and Floors; and Exceptions.

Support Scenarios | Monthly $

Support Scenarios (Monthly $)	A. SSAG Low Tom	A. SSAG Low Katie	B. SSAG Mid Tom	B. SSAG Mid Katie	C. SSAG High Tom	C. SSAG High Katie
Gross Income	8,333	1,667	8,333	1,667	8,333	1,667
Taxes and Deductions	(1,626)	(579)	(1,542)	(639)	(1,460)	(709)
Benefits and Credits	0	18	0	4	0	0
Special Expenses (s.7)	(1,000)	0	(1,000)	0	(1,000)	0
Spousal Support	**(1,667)**	**1,667**	**(1,946)**	**1,946**	**(2,223)**	**2,223**
Child Support (Table)	**(880)**	**880**	**(880)**	**880**	**(880)**	**880**
Child Support (s.7 Payment)	**304**	**(304)**	**331**	**(331)**	**356**	**(356)**
Net Disposable Income (NDI)	3,464	3,349	3,296	3,527	3,126	3,705
Percent of NDI	**50.8%**	**49.2%**	**48.3%**	**51.7%**	**45.8%**	**54.2%**
CSG Special Expenses Apportioning %	66.7%	33.3%	63.9%	36.1%	61.1%	38.9%

👫 adult in household
👤 child in household
👤 shared/summer child in household
▨ Payor's NDI/Contribution

Child Support Calculation Details

	Tom	Katie
Gross Employment Income	100,000	20,000
Line 150 Total Income	**100,000**	**20,000**
Annual Guidelines Income	**100,000**	**20,000**
# of Children for whom party pays CSG Table Amount	1	0
CSG Table Amount	**880**	**0**
Child Support (Table)	**880**	

SSAG Details Monthly $	SSAG Low		SSAG Mid		SSAG High	
	Tom	Katie	Tom	Katie	Tom	Katie
Guidelines Income	8,333	1,667	8,333	1,667	8,333	1,667
Spousal Support	**(1,667)**	**1,667**	**(1,946)**	**1,946**	**(2,223)**	**2,223**
Child Support (Table)	(880)	0	(880)	0	(880)	0
Notional Table Amount	0	(160)	0	(160)	0	(160)
Special Expenses (s.7)	(1,000)	0	(1,000)	0	(1,000)	0
Child Support (s.7 Payment)	304	(304)	331	(331)	356	(356)
Taxes and Deductions	(1,626)	(579)	(1,542)	(639)	(1,460)	(709)
Benefits and Credits	0	18	0	4	0	0
INDI ($)	3,464	2,309	3,296	2,487	3,126	2,665
INDI (%)	**60.0%**	**40.0%**	**57.0%**	**43.0%**	**54.0%**	**46.0%**
Notional Table Amount Monthly $						
# of Children for Notional amount	0	1	0	1	0	1
Notional Table Amount	**0**	**(160)**	**0**	**(160)**	**0**	**(160)**
Child Support (s.7 Payment) Annual $						
Special Expenses (s.7)	(12,000)	0	(12,000)	0	(12,000)	0
Change in Benefits	0	0	0	0	0	0
Change in Taxes	1,054	0	1,011	0	1,003	0
Net Special Expenses	(10,946)	0	(10,989)	0	(10,997)	0
Guidelines Income	100,000	20,000	100,000	20,000	100,000	20,000
Spousal Support	(20,009)	20,009	(23,346)	23,346	(26,677)	26,677
Guidelines Income for Apportioning	79,991	40,009	76,654	43,346	73,323	46,677
Special Expenses Apportioning %	66.7%	33.3%	63.9%	36.1%	61.1%	38.9%
Contribution to Other's Special Expenses	0	3,645	0	3,967	0	4,278
Child Support (s.7 Payment) (Annual)	**3,645**	**(3,645)**	**3,967**	**(3,967)**	**4,278**	**(4,278)**
Child Support (s.7 Payment) (Monthly)	**304**	**(304)**	**331**	**(331)**	**356**	**(356)**
Taxes and Deductions Annual $						
Line 260 Taxable Income	79,991	40,009	76,654	43,346	73,323	46,677
Federal Income Tax	(10,691)	(3,909)	(10,007)	(4,410)	(9,325)	(4,951)
Provincial Income Tax	(5,420)	(1,899)	(5,095)	(2,115)	(4,791)	(2,420)
CPP and EI	(3,400)	(1,143)	(3,400)	(1,143)	(3,400)	(1,143)
Taxes and Deductions (Annual)	**(19,511)**	**(6,951)**	**(18,503)**	**(7,667)**	**(17,515)**	**(8,513)**
Taxes and Deductions (Monthly)	**(1,626)**	**(579)**	**(1,542)**	**(639)**	**(1,460)**	**(709)**

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SSAG Details (cont'd)		SSAG Low		SSAG Mid		SSAG High	
Benefits and Credits	*Annual $*						
Line 236 Net Income (Family)		79,991	40,009	76,654	43,346	73,323	46,677
Combined Child Benefits (Fed/Prov)		0	0	0	0	0	0
GST/HST Credit(s)		0	217	0	50	0	0
Benefits and Credits (Annual)		**0**	**217**	**0**	**50**	**0**	**0**
Benefits and Credits (Monthly)		**0**	**18**	**0**	**4**	**0**	**0**

SSAG Duration Information	
Years of marriage/cohabitation	6
Katie's age at separation	38
Marriage/cohabitation period of 20 years or more	no
"Rule of 65" (Katie's age plus marriage/cohabitation period)	no

Support Scenario Details	*Monthly $*	A. SSAG Low		B. SSAG Mid		C. SSAG High	
		Tom	Katie	Tom	Katie	Tom	Katie
Gross Income		8,333	1,667	8,333	1,667	8,333	1,667
Taxes and Deductions		(1,626)	(579)	(1,542)	(639)	(1,460)	(709)
Benefits and Credits		0	18	0	4	0	0
Special Expenses (s.7)		(1,000)	0	(1,000)	0	(1,000)	0
Spousal Support		(1,667)	1,667	(1,946)	1,946	(2,223)	2,223
Child Support (Table)		(880)	880	(880)	880	(880)	880
Child Support (s.7 Payment)		304	(304)	331	(331)	356	(356)
Net Disposable Income (NDI)		3,464	3,349	3,296	3,527	3,126	3,705
Gross Income	*Annual $*						
Line 150 Total Income		100,000	40,009	100,000	43,346	100,000	46,677
Spousal Support Received		0	(20,009)	0	(23,346)	0	(26,677)
Gross Income (Annual)		**100,000**	**20,000**	**100,000**	**20,000**	**100,000**	**20,000**
Gross Income (Monthly)		**8,333**	**1,667**	**8,333**	**1,667**	**8,333**	**1,667**
Taxes and Deductions	*Annual $*						
Line 260 Taxable Income		79,991	40,009	76,654	43,346	73,323	46,677
Federal Income Tax		(10,691)	(3,909)	(10,007)	(4,410)	(9,325)	(4,951)
Provincial Income Tax		(5,420)	(1,899)	(5,095)	(2,115)	(4,791)	(2,420)
CPP and EI		(3,400)	(1,143)	(3,400)	(1,143)	(3,400)	(1,143)
Taxes and Deductions (Annual)		**(19,511)**	**(6,951)**	**(18,503)**	**(7,667)**	**(17,515)**	**(8,513)**
Taxes and Deductions (Monthly)		**(1,626)**	**(579)**	**(1,542)**	**(639)**	**(1,460)**	**(709)**
Child Support (s.7 Payment)	*Annual $*						
Special Expenses (s.7)		(12,000)	0	(12,000)	0	(12,000)	0
Change in Benefits		0	0	0	0	0	0
Change in Taxes		1,054	0	1,011	0	1,003	0
Net Special Expenses		(10,946)	0	(10,989)	0	(10,997)	0
Guidelines Income		100,000	20,000	100,000	20,000	100,000	20,000
Spousal Support		(20,009)	20,009	(23,346)	23,346	(26,677)	26,677
Guidelines Income for Apportioning		79,991	40,009	76,654	43,346	73,323	46,677
Special Expenses Apportioning %		66.7%	33.3%	63.9%	36.1%	61.1%	38.9%
Contribution to Other's Special Expenses		0	3,645	0	3,967	0	4,278
Child Support (s.7 Payment) (Annual)		**3,645**	**(3,645)**	**3,967**	**(3,967)**	**4,278**	**(4,278)**
Child Support (s.7 Payment) (Monthly)		**304**	**(304)**	**331**	**(331)**	**356**	**(356)**

C - Special Expenses:

Scenario 11 *(post-secondary expenses; child support table amount during summer)*

Using the Scenario 10 facts, Sara has decided to attend university out of town, but will return to live with Katie during the summer.

The parties will proportionately share the increased university costs of $20,000. Tom will once again claim the tax credit.

In addition to his proportionate share of the special expenses, Tom has agreed to pay table child support to Katie for the four months of the summer.

Key Issues
- Summer support;
- Cautions/Overrides: summer support;
- Application of SSAG "Adult Children" Formula because CSG Table Support no longer being paid
    - gross-up in Formula.

Calculation Input — Annual $

Tom — *Male, 40, Resident of ON*

Income

Employment income *(Movies-R-Us)*	80,000
Employment income *(video store)*	20,000

Special Expenses (s.7)

Post-secondary expenses	20,000

Tax Credits

Tuition credits (child)	5,000

Katie — *Female, 38, Resident of ON*

Income

Employment income	20,000

Children	Age	Lives with	Table Amt	Claimed by
Sara	20	Katie	Summer	N/A

Dependant credit not claimed.

Note: This calculation includes amounts that have been grossed-up; this gross-up accounts for income tax only.

Cautions/Overrides

⚠ **Child Support (Table)** - CSG Table Amount payable for child(ren) during 4 summer months only

⚠ **Child Support (Table)** - Child(ren) the age of majority or over; CSG Table Amount may be inappropriate

Child Support Guidelines (CSG) — Monthly $

	Tom	Katie
Annual Guidelines Income	100,000	20,000
Child Support (Table)	**293**	**0**
Special Expenses (s.7)	1,667	0
Child Support (s.7 Payment)	*See Support Scenarios*	

Spousal Support Advisory Guidelines (SSAG) — Monthly $

Length of marriage/cohabitation: 6 years
Recipient's age at separation: 38 years

"Adult Children" Formula

Low	Mid	High
384	448	512

The formula results in a range for spousal support of $384 to $512 per month for a duration of 3 to 6 years from the date of separation, subject to variation and possibly review.

SSAG Considerations: The results of the SSAG formula must be interpreted with regard to: Entitlement; Location within the Ranges; Restructuring; Ceilings and Floors; and Exceptions.

Support Scenarios — Monthly $

	A. SSAG Low		B. SSAG Mid		C. SSAG High	
	Tom	Katie	Tom	Katie	Tom	Katie
Gross Income	8,333	1,667	8,333	1,667	8,333	1,667
Taxes and Deductions	(2,082)	(307)	(2,054)	(322)	(2,027)	(335)
Benefits and Credits	0	54	0	51	0	48
Special Expenses (s.7)	(1,667)	0	(1,667)	0	(1,667)	0
Spousal Support	**(384)**	**384**	**(448)**	**448**	**(512)**	**512**
Child Support (Table)	**(293)**	**293**	**(293)**	**293**	**(293)**	**293**
Child Support (s.7 Payment)	**322**	**(322)**	**332**	**(332)**	**342**	**(342)**
Net Disposable Income (NDI)	4,229	1,769	4,202	1,806	4,176	1,843

👫 adult in household
👤 child in household
👥 shared/summer child in household
▨ Payor's NDI/Contribution

	A. SSAG Low		B. SSAG Mid		C. SSAG High	
Percent of NDI	**70.5%**	**29.5%**	**70.0%**	**30.0%**	**69.4%**	**30.6%**
CSG Special Expenses Apportioning %	79.5%	20.5%	78.9%	21.1%	78.2%	21.8%

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Child Support Calculation Details

	Tom	Katie
Gross Employment Income	100,000	20,000
Line 150 Total Income	**100,000**	**20,000**
Annual Guidelines Income	**100,000**	**20,000**
# of Children for whom party pays CSG Table Amount (non-summer months)	0	0
Non-Summer CSG Table Amount (per month for 8 months)	0	0
# of Children for whom party pays CSG Table Amount (summer months)	1	0
Summer CSG Table Amount (per month for 4 months)	880	0
Table Amount (monthly - averaged over 12 months)	**293**	**0**
Child Support (Table)	**293**	

Spousal Support Advisory Guidelines Calculation Details

Monthly $

Adult Children	Tom	Katie
Guidelines Income	8,333	1,667
Special Expenses (s.7)	(1,309)	(262)
Table or Notional child support	(293)	(53)
Gross up of child support obligations	(1,229)	(112)
Adjusted Income	5,502	1,239
Gross Income Difference	4,264	

	SSAG Low	SSAG Mid	SSAG High
Percent per year of marriage/cohabitation	1.5%	1.75%	2.0%
Years of marriage/cohabitation	6	6	6
Percent of gross income difference	9%	10.5%	12%
Gross income difference	4,264	4,264	4,264
Spousal Support	**384**	**448**	**512**

SSAG Duration Information

Years of marriage/cohabitation	6
Katie's age at separation	38
Marriage/cohabitation period of 20 years or more	no
"Rule of 65" (Katie's age plus marriage/cohabitation period)	no

Support Scenario Details

Monthly $

	A. SSAG Low		B. SSAG Mid		C. SSAG High	
	Tom	Katie	Tom	Katie	Tom	Katie
Gross Income	8,333	1,667	8,333	1,667	8,333	1,667
Taxes and Deductions	(2,082)	(307)	(2,054)	(322)	(2,027)	(335)
Benefits and Credits	0	54	0	51	0	48
Special Expenses (s.7)	(1,667)	0	(1,667)	0	(1,667)	0
Spousal Support	(384)	384	(448)	448	(512)	512
Child Support (Table)	(293)	293	(293)	293	(293)	293
Child Support (s.7 Payment)	322	(322)	332	(332)	342	(342)
Net Disposable Income (NDI)	4,229	1,769	4,202	1,806	4,176	1,843
Gross Income *Annual $*						
Line 150 Total Income	100,000	24,605	100,000	25,372	100,000	26,139
Spousal Support Received	0	(4,605)	0	(5,372)	0	(6,139)
Gross Income (Annual)	**100,000**	**20,000**	**100,000**	**20,000**	**100,000**	**20,000**
Gross Income (Monthly)	**8,333**	**1,667**	**8,333**	**1,667**	**8,333**	**1,667**

Support Scenario Details (cont'd)		A. SSAG Low		B. SSAG Mid		C. SSAG High	
Taxes and Deductions	Annual $						
Line 260 Taxable Income		95,395	24,605	94,628	25,372	93,861	26,139
Federal Income Tax		(14,046)	(1,598)	(13,846)	(1,713)	(13,647)	(1,829)
Provincial Income Tax		(7,539)	(948)	(7,405)	(1,010)	(7,272)	(1,049)
CPP and EI		(3,400)	(1,143)	(3,400)	(1,143)	(3,400)	(1,143)
Taxes and Deductions (Annual)		**(24,985)**	**(3,689)**	**(24,652)**	**(3,867)**	**(24,319)**	**(4,021)**
Taxes and Deductions (Monthly)		**(2,082)**	**(307)**	**(2,054)**	**(322)**	**(2,027)**	**(335)**
Benefits and Credits	Annual $						
Line 236 Net Income (Family)		95,395	24,605	94,628	25,372	93,861	26,139
Combined Child Benefit (Fed/Prov)		0	0	0	0	0	0
GST/HST Credit(s)		0	643	0	612	0	581
Benefits and Credits (Annual)		**0**	**643**	**0**	**612**	**0**	**581**
Benefits and Credits (Monthly)		**0**	**54**	**0**	**51**	**0**	**48**
Child Support (s.7 Payment)	Annual $						
Special Expenses (s.7)		(20,000)	0	(20,000)	0	(20,000)	0
Change in Benefits		0	0	0	0	0	0
Change in Taxes		1,145	0	1,145	0	1,145	0
Net Special Expenses		(18,855)	0	(18,855)	0	(18,855)	0
Guidelines Income		100,000	20,000	100,000	20,000	100,000	20,000
Spousal Support		(4,605)	4,605	(5,372)	5,372	(6,139)	6,139
Guidelines Income for Apportioning		95,395	24,605	94,628	25,372	93,861	26,139
Special Expenses Apportioning %		79.5%	20.5%	78.9%	21.1%	78.2%	21.8%
Contribution to Other's Special Expenses		0	3,865	0	3,978	0	4,110
Child Support (s.7 Payment) (Annual)		**3,865**	**(3,865)**	**3,978**	**(3,978)**	**4,110**	**(4,110)**
Child Support (s.7 Payment) (Monthly)		**322**	**(322)**	**332**	**(332)**	**342**	**(342)**

D – Overriding Support:

Scenario 12 *(overriding child support table amount; overriding proportionate sharing of s.7 special expenses)*

Using the Scenario 7 facts, rather than paying child support according to the CSG tables, the parties have agreed that Tom is going to pay $750 per month.   The parties have also agreed that Tom will pay 70% of the daycare costs.

Key Issues

- Overriding CSG Table support;
- Cautions/Overrides: Table child support override;
- Override carries through entire calculation, including SSAG, unless you specify otherwise (depends on rationale for override);
- Overriding net apportioning percentage of s.7 Special Expenses;
- Cautions/Overrides: Specified apportioning of special expenses.

Calculation Input — Annual $

Tom — *Male, 40, Resident of ON*

Income

Employment income *(Movies-R-Us)*	80,000
Employment income *(video store)*	20,000

Katie — *Female, 38, Resident of ON*

Income

Employment income	20,000

Special Expenses (s.7)

Child care expenses	9,000

Tax Deductions

Child care expenses (deductible portion)	8,000

Children	Age	Lives with	Table Amt	Claimed by
Sara	4	Katie	Yes	Katie

Youngest child attends full time school 2 years and finishes high school 14 years from the date of separation.

Dependant credit claimed by Katie.

Cautions/Overrides

⚠ **Child Support (Table)** - CSG Table Amount overridden: $750/month specified

⚠ **Child Support (s.7 Payment)** - CSG Special Expenses Apportioning % overridden: 70/30 apportioning % specified

Child Support Guidelines (CSG) — Monthly $

	Tom	Katie
Annual Guidelines Income	100,000	20,000
CSG Table Amount	880	0
Child Support (Table)	**750**	**0**
Special Expenses (s.7)	0	750
Special Expenses Apportioning %	70%	30%
Child Support (s.7 Payment)	*See Support Scenarios*	

Spousal Support Advisory Guidelines (SSAG) — Monthly $

Length of marriage/cohabitation: 6 years
Recipient's age at separation: 38 years

"With Child Support" Formula

Low	Mid	High
1,040	1,414	1,770

The formula results in a range for spousal support of $1,040 to $1,770 per month for an indefinite (unspecified) duration, subject to variation and possibly review, with a minimum duration of 3 years and a maximum duration of 14 years from the date of separation.

SSAG Considerations*: The results of the SSAG formula must be interpreted with regard to: Entitlement; Location within the Ranges; Restructuring; Ceilings and Floors; and Exceptions.*

Support Scenarios — Monthly $

Support Scenarios	A. SSAG Low Tom	A. SSAG Low Katie	B. SSAG Mid Tom	B. SSAG Mid Katie	C. SSAG High Tom	C. SSAG High Katie
Gross Income	8,333	1,667	8,333	1,667	8,333	1,667
Taxes and Deductions	(1,918)	(118)	(1,793)	(163)	(1,681)	(220)
Benefits and Credits	0	729	0	697	0	635
Special Expenses (s.7)	0	(750)	0	(750)	0	(750)
Spousal Support	**(1,040)**	**1,040**	**(1,414)**	**1,414**	**(1,770)**	**1,770**
Child Support (Table)	**(750)**	**750**	**(750)**	**750**	**(750)**	**750**
Child Support (s.7 Payment)	**(406)**	**406**	**(339)**	**339**	**(312)**	**312**
Net Disposable Income (NDI)	4,219	3,724	4,037	3,954	3,820	4,164
Percent of NDI	**53.1%**	**46.9%**	**50.5%**	**49.5%**	**47.8%**	**52.2%**
CSG Special Expenses Apportioning %	72.9%	27.1%	69.2%	30.8%	65.6%	34.4%
Specified Apportioning %	70.0%	30.0%	70.0%	30.0%	70.0%	30.0%

adult in household
child in household
shared/summer child in household
Payor's NDI/Contribution

E – Shared Custody:

Scenario 13 *(shared custody; CSG, s. 9(a),(b) & (c); sharing benefits; child care expenses; dependant credit; Support Scenarios Options)*

The living arrangement has changed such that Sara is instead going to divide her time equally between the parties. Both parties are incurring child care expenses at a registered daycare as a result: Tom pays $750/month and Katie pays $600/month.

The parties aren't sure how to handle the dependant credit and want to see their options.

Spousal support is in issue, and Tom wants to see how much money he will have after paying taxes and child support, before paying any spousal support. Tom has done a detailed budget and knows that he needs to have at least $3,650 to cover his monthly expenses. In order to assess spousal support, he wants to know how much spousal support will actually cost him once he factors in the benefit of being able to deduct it from his income for tax purposes. Katie wants to know how much spousal support will give her the same amount of cash (after paying taxes and receiving benefits and child support) as Tom.

<u>Key Issues</u>

- Shared custody offsetting of Table Amounts;
- s. 9(b) & (c) considerations;
- Sharing benefits (CCTB, UCCB, GST/HST credits for child) in shared custody;
- Eligible dependant credit:
    - software default – "automatic" – credit allocated to net recipient of child support;
    - where <u>both</u> paying support, can agree on allocation of credit (or if no agreement, neither can claim);
        - See General Income Tax and Benefit Guide 2016 (Line 305): http://www.cra-arc.gc.ca/E/pub/tg/5000-g/5000-g-04-16e.html
        - See CRA Guide P102, Support Payments (specifically section on "Shared custody and the amount for an eligible dependant"): http://www.cra-arc.gc.ca/tx/ndvdls/tpcs/ncm-tx/spprtpymnts/shrdcstdy-eng.html
- Child care expenses and tax deductions in shared custody – both parents can claim the maximum deduction provided they make the payment for childcare while the child(ren) in their care;
    - See Clauses 1.33 – 1.36 of Income Tax Folio S1-F3-C1: Child Care Expense Deduction: http://www.cra-arc.gc.ca/tx/tchncl/ncmtx/fls/s1/f3/s1-f3-c1-eng.html
- Support Scenarios Options:
    - Adding or changing default scenarios;
    - Net Cost/Benefit of spousal support.

DIVORCEMATE
SOFTWARE

Tools One 2017
Training - 2017 Spring - Basic: Scenario 13 - dependant credit to Katie
Prepared by: DIVORCEmate
March 8 2017

Calculation Input — Annual $

Tom — *Male, 40, Resident of ON*

Income

Employment income *(Movies-R-Us)*	80,000
Employment income *(video store)*	20,000

Special Expenses (s.7)

Child care expenses	9,000

Tax Deductions

Child care expenses (deductible portion)	8,000

Katie — *Female, 38, Resident of ON*

Income

Employment income	20,000

Special Expenses (s.7)

Child care expenses	7,200

Tax Deductions

Child care expenses (deductible portion)	7,200

Children	Age	Lives with	Table Amt	Claimed by
Sara	4	Shared	Yes	Katie

Youngest child attends full time school 2 years and finishes high school 14 years from the date of separation.

Dependant credit claimed by Katie.

Child Support Guidelines (CSG) — Monthly $

	Tom	Katie
Annual Guidelines Income	100,000	20,000
CSG Table Amount	880	160
Child Support (Table)	**720**	**0**
Special Expenses (s.7)	750	600
Child Support (s.7 Payment)	*See Support Scenarios*	

Spousal Support Advisory Guidelines (SSAG) — Monthly $

Length of marriage/cohabitation: 6 years
Recipient's age at separation: 38 years
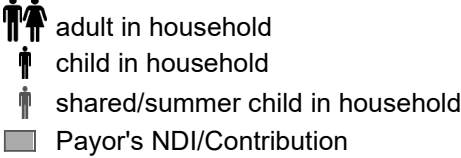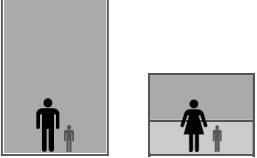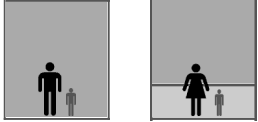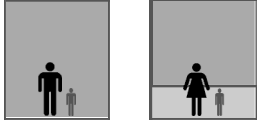
"With Child Support" Formula

Low	Mid	High
1,257	1,617	1,972

The formula results in a range for spousal support of $1,257 to $1,972 per month for an indefinite (unspecified) duration, subject to variation and possibly review, with a minimum duration of 3 years and a maximum duration of 14 years from the date of separation.

SSAG Considerations: The results of the SSAG formula must be interpreted with regard to: Entitlement; Location within the Ranges; Restructuring; Ceilings and Floors; and Exceptions.

Support Scenarios — Monthly $

	A. SSAG Low — Tom	A. SSAG Low — Katie	B. SSAG Mid — Tom	B. SSAG Mid — Katie	C. SSAG High — Tom	C. SSAG High — Katie
Gross Income	8,333	1,667	8,333	1,667	8,333	1,667
Taxes and Deductions	(1,633)	(149)	(1,525)	(203)	(1,408)	(289)
Benefits and Credits	149	350	154	325	160	304
Special Expenses (s.7)	(750)	(600)	(750)	(600)	(750)	(600)
Spousal Support	**(1,257)**	**1,257**	**(1,617)**	**1,617**	**(1,972)**	**1,972**
Child Support (Table)	**(720)**	**720**	**(720)**	**720**	**(720)**	**720**
Child Support (s.7 Payment)	**(166)**	**166**	**(90)**	**90**	**(41)**	**41**
Net Disposable Income (NDI)	3,956	3,411	3,785	3,616	3,602	3,815

👫 adult in household
👤 child in household
👤 shared/summer child in household
▨ Payor's NDI/Contribution

	A. SSAG Low — Tom	A. SSAG Low — Katie	B. SSAG Mid — Tom	B. SSAG Mid — Katie	C. SSAG High — Tom	C. SSAG High — Katie
Percent of NDI	**53.7%**	**46.3%**	**51.2%**	**48.8%**	**48.6%**	**51.4%**
CSG Special Expenses Apportioning %	70.8%	29.2%	67.2%	32.8%	63.6%	36.4%
After-tax Cost/Benefit of Spousal Support	(835)	1,203	(1,087)	1,509	(1,324)	1,778

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Support Scenarios	Monthly $	D. Zero Spousal		E. $3,650 Payor NDI		F. 50/50 NDI Split	
		Tom	Katie	Tom	Katie	Tom	Katie
Gross Income		8,333	1,667	8,333	1,667	8,333	1,667
Taxes and Deductions		(2,055)	(95)	(1,433)	(265)	(1,466)	(238)
Benefits and Credits		129	404	159	310	157	316
Special Expenses (s.7)		(750)	(600)	(750)	(600)	(750)	(600)
Spousal Support		**0**	**0**	**(1,886)**	**1,886**	**(1,775)**	**1,775**
Child Support (Table)		**(720)**	**720**	**(720)**	**720**	**(720)**	**720**
Child Support (s.7 Payment)		**(427)**	**427**	**(54)**	**54**	**(70)**	**70**
Net Disposable Income (NDI)		4,510	2,523	3,649	3,772	3,709	3,710

👫 adult in household
👤 child in household
👤 shared/summer child in household
▨ Payor's NDI/Contribution

Percent of NDI		**64.1%**	**35.9%**	**49.2%**	**50.8%**	**50.0%**	**50.0%**
CSG Special Expenses Apportioning %		83.3%	16.7%	64.5%	35.5%	65.6%	34.4%
After-tax Cost/Benefit of Spousal Support		0	0	(1,264)	1,715	(1,186)	1,632

DIVORCEMATE
S O F T W A R E

Calculation Input	Annual $
Tom	*Male, 40, Resident of ON*
Income	
Employment income *(Movies-R-Us)*	80,000
Employment income *(video store)*	20,000
Special Expenses (s.7)	
Child care expenses	9,000
Tax Deductions	
Child care expenses (deductible portion)	8,000
Katie	*Female, 38, Resident of ON*
Income	
Employment income	20,000
Special Expenses (s.7)	
Child care expenses	7,200
Tax Deductions	
Child care expenses (deductible portion)	7,200

Children	Age	Lives with	Table Amt	Claimed by
Sara	4	Shared	Yes	Katie

Youngest child attends full time school 2 years and
finishes high school 14 years from the date of separation.

Dependant credit claimed by Tom.

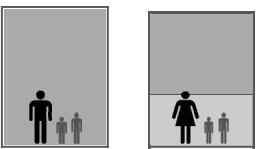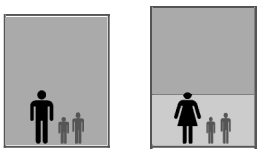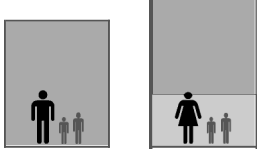| Child Support Guidelines (CSG)		Monthly $
	Tom	Katie
Annual Guidelines Income	100,000	20,000
CSG Table Amount	880	160
Child Support (Table)	**720**	**0**
Special Expenses (s.7)	750	600
Child Support (s.7 Payment)	*See Support Scenarios*	

Spousal Support Advisory Guidelines (SSAG) *Monthly $*

Length of marriage/cohabitation: 6 years
Recipient's age at separation: 38 years

"With Child Support" Formula

Low	Mid	High
1,632	**1,955**	**2,278**

The formula results in a range for spousal support of
$1,632 to $2,278 per month for an indefinite (unspecified)
duration, subject to variation and possibly review, with a
minimum duration of 3 years and a maximum duration of
14 years from the date of separation.

SSAG Considerations: *The results of the SSAG formula must be
interpreted with regard to: Entitlement; Location within the
Ranges; Restructuring; Ceilings and Floors; and Exceptions.*

Support Scenarios	Monthly $	A. SSAG Low		B. SSAG Mid		C. SSAG High	
		Tom	Katie	Tom	Katie	Tom	Katie
Gross Income		8,333	1,667	8,333	1,667	8,333	1,667
Taxes and Deductions		(1,335)	(420)	(1,231)	(502)	(1,135)	(581)
Benefits and Credits		155	324	160	305	166	271
Special Expenses (s.7)		(750)	(600)	(750)	(600)	(750)	(600)
Spousal Support		**(1,632)**	**1,632**	**(1,955)**	**1,955**	**(2,278)**	**2,278**
Child Support (Table)		**(720)**	**720**	**(720)**	**720**	**(720)**	**720**
Child Support (s.7 Payment)		**(90)**	**90**	**(63)**	**63**	**(38)**	**38**
Net Disposable Income (NDI)		3,961	3,413	3,774	3,608	3,578	3,793
Percent of NDI		**53.7%**	**46.3%**	**51.1%**	**48.9%**	**48.6%**	**51.4%**
CSG Special Expenses Apportioning %		67.0%	33.0%	63.8%	36.2%	60.6%	39.4%
After-tax Cost/Benefit of Spousal Support		(1,111)	1,308	(1,330)	1,548	(1,557)	1,792

adult in household
child in household
shared/summer child in household
Payor's NDI/Contribution

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Support Scenarios	Monthly $	D. Zero Spousal		E. $3,650 Payor NDI		F. 50/50 NDI Split	
		Tom	Katie	Tom	Katie	Tom	Katie
Gross Income		8,333	1,667	8,333	1,667	8,333	1,667
Taxes and Deductions		(1,856)	(95)	(1,172)	(556)	(1,189)	(542)
Benefits and Credits		129	404	163	284	162	290
Special Expenses (s.7)		(750)	(600)	(750)	(600)	(750)	(600)
Spousal Support		**0**	**0**	**(2,152)**	**2,152**	**(2,094)**	**2,094**
Child Support (Table)		**(720)**	**720**	**(720)**	**720**	**(720)**	**720**
Child Support (s.7 Payment)		**(363)**	**363**	**(52)**	**52**	**(56)**	**56**
Net Disposable Income (NDI)		4,773	2,459	3,650	3,719	3,686	3,685

👫 adult in household

👤 child in household

👤 shared/summer child in household

▨ Payor's NDI/Contribution

Percent of NDI		**66.0%**	**34.0%**	**49.5%**	**50.5%**	**50.0%**	**50.0%**
CSG Special Expenses Apportioning %		83.3%	16.7%	61.8%	38.2%	62.4%	37.6%
After-tax Cost/Benefit of Spousal Support		0	0	(1,468)	1,691	(1,428)	1,648

E – Shared Custody:

Scenario 14 *(shared custody; dependant credit to both parties)*

Using the Scenario 13 facts, now assume that in addition to Sara, the parties have a son, Jake (age 8), who is also living more or less equally with both parties. (The daycare expenses remain the same.)

Key Issues

- Eligible dependant credit – both parties:
  - if more than one child in shared custody and both paying support, both can claim credit;
    - See CRA Guide P102 on Support Payments (specifically <u>Example 2</u> in section on "Shared custody and the amount for an eligible dependant"):
      http://www.cra-arc.gc.ca/E/pub/tg/p102/p102-e.html

Calculation Input — Annual $

Tom *Male, 40, Resident of ON*

Income

Employment income *(Movies-R-Us)*	80,000
Employment income *(video store)*	20,000

Special Expenses (s.7)

Child care expenses	9,000

Tax Deductions

Child care expenses (deductible portion)	9,000

Katie *Female, 38, Resident of ON*

Income

Employment income	20,000

Special Expenses (s.7)

Child care expenses	7,200

Tax Deductions

Child care expenses (deductible portion)	7,200

Children	Age	Lives with	Table Amt	Claimed by
Sara	4	Shared	Yes	Katie
Jake	8	Shared	Yes	Katie

Youngest child attends full time school 2 years and finishes high school 14 years from the date of separation.

Dependant credit claimed by both parents.

Child Support Guidelines (CSG) — Monthly $

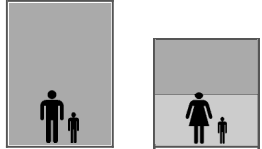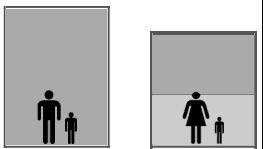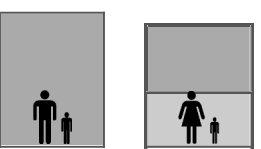|	Tom	Katie
Annual Guidelines Income	100,000	20,000
CSG Table Amount	1,416	306
Child Support (Table)	**1,110**	**0**
Special Expenses (s.7)	750	600
Child Support (s.7 Payment)	*See Support Scenarios*	

Spousal Support Advisory Guidelines (SSAG) — Monthly $

Length of marriage/cohabitation: 6 years
Recipient's age at separation: 38 years

"With Child Support" Formula

Low	Mid	High
972	1,306	1,651

The formula results in a range for spousal support of $972 to $1,651 per month for an indefinite (unspecified) duration, subject to variation and possibly review, with a minimum duration of 3 years and a maximum duration of 14 years from the date of separation.

SSAG Considerations: The results of the SSAG formula must be interpreted with regard to: Entitlement; Location within the Ranges; Restructuring; Ceilings and Floors; and Exceptions.

Support Scenarios — Monthly $

	A. SSAG Low Tom	A. SSAG Low Katie	B. SSAG Mid Tom	B. SSAG Mid Katie	C. SSAG High Tom	C. SSAG High Katie
Gross Income	8,333	1,667	8,333	1,667	8,333	1,667
Taxes and Deductions	(1,510)	(118)	(1,411)	(156)	(1,296)	(208)
Benefits and Credits	261	679	270	645	280	593
Special Expenses (s.7)	(750)	(600)	(750)	(600)	(750)	(600)
Spousal Support	**(972)**	**972**	**(1,306)**	**1,306**	**(1,651)**	**1,651**
Child Support (Table)	**(1,110)**	**1,110**	**(1,110)**	**1,110**	**(1,110)**	**1,110**
Child Support (s.7 Payment)	**(202)**	**202**	**(143)**	**143**	**(100)**	**100**
Net Disposable Income (NDI)	4,050	3,912	3,883	4,115	3,706	4,313
Percent of NDI	**50.9%**	**49.1%**	**48.6%**	**51.4%**	**46.2%**	**53.8%**
CSG Special Expenses Apportioning %	73.6%	26.4%	70.3%	29.7%	66.8%	33.2%
After-tax Cost/Benefit of Spousal Support	(655)	950	(890)	1,245	(1,120)	1,538

Legend:
- adult in household
- child in household
- shared/summer child in household
- Payor's NDI/Contribution

Support Scenarios	Monthly $	D. Zero Spousal		E. $3,500 Payor NDI		F. 50/50 NDI Split	
		Tom	Katie	Tom	Katie	Tom	Katie
Gross Income		8,333	1,667	8,333	1,667	8,333	1,667
Taxes and Deductions		(1,827)	(95)	(1,186)	(269)	(1,472)	(126)
Benefits and Credits		233	704	291	526	264	666
Special Expenses (s.7)		(750)	(600)	(750)	(600)	(750)	(600)
Spousal Support		**0**	**0**	**(2,023)**	**2,023**	**(1,101)**	**1,101**
Child Support (Table)		**(1,110)**	**1,110**	**(1,110)**	**1,110**	**(1,110)**	**1,110**
Child Support (s.7 Payment)		**(433)**	**433**	**(55)**	**55**	**(174)**	**174**
Net Disposable Income (NDI)		4,446	3,219	3,500	4,512	3,990	3,992

👫 adult in household
🧍 child in household
🧍 shared/summer child in household
� Payor's NDI/Contribution

Percent of NDI		**58.0%**	**42.0%**	**43.7%**	**56.3%**	**50.0%**	**50.0%**
CSG Special Expenses Apportioning %		83.3%	16.7%	63.1%	36.9%	72.3%	27.7%
After-tax Cost/Benefit of Spousal Support		0	0	(1,382)	1,849	(746)	1,070

F – Other Custody Arrangements:

Scenario 15 *(split custody)*

Using the Scenario 14 facts, rather than sharing custody of the children, Jake will live primarily with Tom and Sara will live primarily with Katie. (The daycare expenses remain the same.)

Key Issues

- Mixed custody situations;
- Offsetting of Table Amounts for split parenting combination;
- Eligible dependant credit claimed by both parties.

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Calculation Input — Annual $

Tom — *Male, 40, Resident of ON*

Income

Employment income (Movies-R-Us)	80,000
Employment income (video store)	20,000

Special Expenses (s.7)

Child care expenses	9,000

Tax Deductions

Child care expenses (deductible portion)	5,000

Katie — *Female, 38, Resident of ON*

Income

Employment income	20,000

Special Expenses (s.7)

Child care expenses	7,200

Tax Deductions

Child care expenses (deductible portion)	7,200

Children	Age	Lives with	Table Amt	Claimed by
Sara	4	Katie	Yes	Katie
Jake	8	Tom	Yes	Tom

Youngest child attends full time school 2 years and finishes high school 14 years from the date of separation.

Dependant credit claimed by both parents.

Child Support Guidelines (CSG) — Monthly $

	Tom	Katie
Annual Guidelines Income	100,000	20,000
CSG Table Amount	880	160
Child Support (Table)	**720**	**0**
Special Expenses (s.7)	750	600
Child Support (s.7 Payment)	*See Support Scenarios*	

Spousal Support Advisory Guidelines (SSAG) — Monthly $

Length of marriage/cohabitation: 6 years
Recipient's age at separation: 38 years
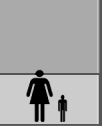
"With Child Support" Formula

Low	Mid	High
607	921	1,283

The formula results in a range for spousal support of $607 to $1,283 per month for an indefinite (unspecified) duration, subject to variation and possibly review, with a minimum duration of 3 years and a maximum duration of 14 years from the date of separation.

SSAG Considerations: The results of the SSAG formula must be interpreted with regard to: Entitlement; Location within the Ranges; Restructuring; Ceilings and Floors; and Exceptions.

Support Scenarios — Monthly $

	A. SSAG Low Tom	A. SSAG Low Katie	B. SSAG Mid Tom	B. SSAG Mid Katie	C. SSAG High Tom	C. SSAG High Katie
Gross Income	8,333	1,667	8,333	1,667	8,333	1,667
Taxes and Deductions	(1,734)	(96)	(1,628)	(114)	(1,517)	(153)
Benefits and Credits	185	754	195	733	207	704
Special Expenses (s.7)	(750)	(600)	(750)	(600)	(750)	(600)
Spousal Support	**(607)**	**607**	**(921)**	**921**	**(1,283)**	**1,283**
Child Support (Table)	**(720)**	**720**	**(720)**	**720**	**(720)**	**720**
Child Support (s.7 Payment)	**(260)**	**260**	**(189)**	**189**	**(93)**	**93**
Net Disposable Income (NDI)	4,447	3,312	4,320	3,516	4,177	3,714

- 👫 adult in household
- 🧍 child in household
- 🧍 shared/summer child in household
- ▦ Payor's NDI/Contribution

	A. SSAG Low Tom	A. SSAG Low Katie	B. SSAG Mid Tom	B. SSAG Mid Katie	C. SSAG High Tom	C. SSAG High Katie
Percent of NDI	**57.3%**	**42.7%**	**55.1%**	**44.9%**	**52.9%**	**47.1%**
CSG Special Expenses Apportioning %	77.3%	22.7%	74.1%	25.9%	70.5%	29.5%
After-tax Cost/Benefit of Spousal Support	(380)	606	(589)	902	(838)	1,225

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Support Scenarios Monthly $	D. Zero Spousal		E. $3,500 Payor NDI		F. 50/50 NDI Split	
	Tom	Katie	Tom	Katie	Tom	Katie
Gross Income	8,333	1,667	8,333	1,667	8,333	1,667
Taxes and Deductions	(1,961)	(95)	(1,133)	(448)	(1,373)	(235)
Benefits and Credits	166	754	248	484	222	623
Special Expenses (s.7)	(750)	(600)	(750)	(600)	(750)	(600)
Spousal Support	**0**	**0**	**(2,536)**	**2,536**	**(1,766)**	**1,766**
Child Support (Table)	**(720)**	**720**	**(720)**	**720**	**(720)**	**720**
Child Support (s.7 Payment)	**(407)**	**407**	**57**	**(57)**	**(3)**	**3**
Net Disposable Income (NDI)	4,661	2,853	3,499	4,302	3,943	3,944

👫 adult in household
👤 child in household
👤 shared/summer child in household
▨ Payor's NDI/Contribution

Percent of NDI	**62.0%**	**38.0%**	**44.9%**	**55.1%**	**50.0%**	**50.0%**
CSG Special Expenses Apportioning %	83.3%	16.7%	58.0%	42.0%	65.7%	34.3%
After-tax Cost/Benefit of Spousal Support	0	0	(1,707)	2,183	(1,178)	1,626

F – Other Custody Arrangements:

Scenario 16 *(custodial payor)*

Using the Scenario 14 facts, rather than sharing custody of the children, both children will instead live primarily with Tom. Katie, therefore, no longer incurs daycare costs, and Tom's daycare expenses remain the same.

Key Issues

- Payor of spousal support as first party; Recipient of spousal support as second party;
- SSAG "Custodial Payor" Formula;
  - Gross-up of net numbers in Custodial Payor Formula
    - Income tax only;
    - Income tax, CPP and EI;
- Payments of child and spousal support are <u>not</u> set off against one another.

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Calculation Input		Annual $
Tom	*Male, 40, Resident of ON*	
Income		
Employment income *(Movies-R-Us)*		80,000
Employment income *(video store)*		20,000
Special Expenses (s.7)		
Child care expenses		9,000
Tax Deductions		
Child care expenses (deductible portion)		9,000
Katie	*Female, 38, Resident of ON*	
Income		
Employment income		20,000

Children	Age	Lives with	Table Amt	Claimed by
Sara	4	Tom	Yes	Tom
Jake	8	Tom	Yes	Tom
Dependant credit claimed by Tom.				

Note: This calculation includes amounts that have been grossed-up; this gross-up accounts for income tax only.

Child Support Guidelines (CSG)		Monthly $
	Tom	Katie
Annual Guidelines Income	100,000	20,000
Child Support (Table)	**0**	**306**
Special Expenses (s.7)	750	0
Child Support (s.7 Payment)	*See Support Scenarios*	
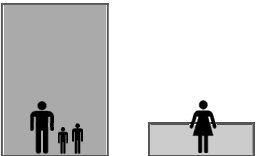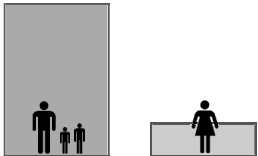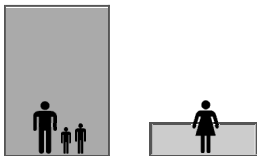
Spousal Support Advisory Guidelines (SSAG) *Monthly $*

Length of marriage/cohabitation: 6 years
Recipient's age at separation: 38 years
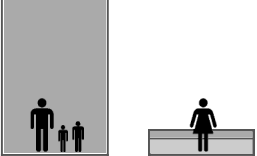
"Custodial Payor" Formula

Low	Mid	High
369	**431**	**492**

The formula results in a range for spousal support of $369 to $492 per month for a duration of 3 to 6 years from the date of separation, subject to variation and possibly review.

SSAG Considerations: *The results of the SSAG formula must be interpreted with regard to: Entitlement; Location within the Ranges; Restructuring; Ceilings and Floors; and Exceptions.*

Support Scenarios	Monthly $	A. SSAG Low		B. SSAG Mid		C. SSAG High	
		Tom	Katie	Tom	Katie	Tom	Katie
Gross Income		8,333	1,667	8,333	1,667	8,333	1,667
Taxes and Deductions		(1,702)	(304)	(1,681)	(319)	(1,660)	(331)
Benefits and Credits		487	54	491	52	494	49
Special Expenses (s.7)		(750)	0	(750)	0	(750)	0
Spousal Support		**(369)**	**369**	**(431)**	**431**	**(492)**	**492**
Child Support (Table)		**306**	**(306)**	**306**	**(306)**	**306**	**(306)**
Child Support (s.7 Payment)		**87**	**(87)**	**91**	**(91)**	**95**	**(95)**
Net Disposable Income (NDI)		6,392	1,393	6,359	1,434	6,326	1,476
Percent of NDI		**82.1%**	**17.9%**	**81.6%**	**18.4%**	**81.1%**	**18.9%**
CSG Special Expenses Apportioning %		79.6%	20.4%	79.0%	21.0%	78.4%	21.6%
After-tax Cost/Benefit of Spousal Support		(244)	272	(285)	318	(326)	367

Legend:
- adult in household
- child in household
- shared/summer child in household
- Payor's NDI/Contribution

Support Scenarios _Monthly $_	D. Zero Spousal		E. $3,500 Payor NDI		F. 50/50 NDI Split	
	Tom	Katie	Tom	Katie	Tom	Katie
Gross Income	8,333	1,667	8,333	1,667	8,333	1,667
Taxes and Deductions	(1,827)	(206)	(283)	(1,897)	(410)	(1,434)
Benefits and Credits	466	60	1,354	0	1,158	0
Special Expenses (s.7)	(750)	0	(750)	0	(750)	0
Spousal Support	**0**	**0**	**(5,969)**	**5,969**	**(4,582)**	**4,582**
Child Support (Table)	**306**	**(306)**	**306**	**(306)**	**306**	**(306)**
Child Support (s.7 Payment)	**66**	**(66)**	**510**	**(510)**	**227**	**(227)**
Net Disposable Income (NDI)	6,594	1,149	3,501	4,923	4,282	4,282

adult in household
child in household
shared/summer child in household
Payor's NDI/Contribution

Percent of NDI	**85.2%**	**14.8%**	**41.6%**	**58.4%**	**50.0%**	**50.0%**
CSG Special Expenses Apportioning %	83.3%	16.7%	23.6%	76.4%	37.5%	62.5%
After-tax Cost/Benefit of Spousal Support	0	0	(4,426)	4,278	(3,166)	3,354

F – Other Custody Arrangements:

Scenario 17 *(mixed custody; child support only)*

Using the Scenario 14 facts, rather than sharing custody of both children, the parties will share custody of Jake and Sara will live primarily with Katie.

The parties have further agreed that there will be no spousal support payable.

Key Issues

- Mixed custody situations;
- Offsetting of Table Amounts for shared/split/sole parenting combination;
- Eligible dependant credit:
  - where <u>both</u> paying support, both can likely claim credit;
  - See CRA Guide P102, Support Payments 2015 (specifically <u>Example 2</u> in section on "Shared custody and the amount for an eligible dependant"): http://www.cra-arc.gc.ca/tx/ndvdls/tpcs/ncm-tx/spprtpymnts/shrdcstdy-eng.html
- Child support only

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SOFTWARE

Calculation Input	Annual $
Tom	*Male, 40, Resident of ON*
Income	
Employment income *(Movies-R-Us)*	80,000
Employment income *(video store)*	20,000
Special Expenses (s.7)	
Child care expenses	9,000
Tax Deductions	
Child care expenses (deductible portion)	5,000
Katie	*Female, 38, Resident of ON*
Income	
Employment income	20,000
Special Expenses (s.7)	
Child care expenses	7,200
Tax Deductions	
Child care expenses (deductible portion)	7,200
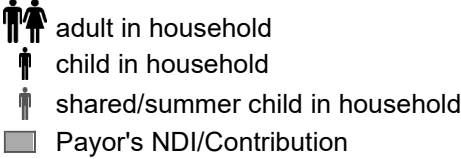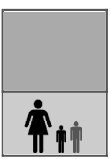
Children	Age	Lives with	Table Amt	Claimed by
Sara	4	Katie	Yes	Katie
Jake	8	Shared	Yes	Katie

Youngest child attends full time school 2 years and
finishes high school 14 years from the date of separation.

Dependant credit claimed by both parents.

Child Support Guidelines (CSG)		Monthly $
	Tom	Katie
Annual Guidelines Income	100,000	20,000
CSG Table Amount	1,416	160
Child Support (Table)	**1,256**	**0**
Special Expenses (s.7)	750	600
Child Support (s.7 Payment)	*See Support Scenarios*	

Support Scenarios	Monthly $	A. Child Support	
		Tom	Katie
Gross Income		8,333	1,667
Taxes and Deductions		(1,961)	(95)
Benefits and Credits		83	1,054
Special Expenses (s.7)		(750)	(600)
Child Support (Table)		**(1,256)**	**1,256**
Child Support (s.7 Payment)		**(406)**	**406**
Net Disposable Income (NDI)		4,043	3,688

👫 adult in household
👤 child in household
👥 shared/summer child in household
⬜ Payor's NDI/Contribution

Percent of NDI		**52.3%**	**47.7%**
CSG Special Expenses Apportioning %		83.3%	16.7%
After-tax Cost/Benefit of Spousal Support		0	0

G – Spousal Support Only:

Scenario 18 *(spousal support only)*

The parties ended up staying together for 26 years, and Sara has finished school, moved out and is working full time. The only issue remaining between the parties is spousal support.

Key Issues

- Spousal support only printout;
- Application of SSAG "Without Child Support" Formula;
- Range limited at 50/50 NDI split;
- Indefinite duration if over 20 years of marriage.

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Calculation Input	Annual $
Tom	*Male, 60, Resident of ON*
Income	
Employment income *(Movies-R-Us)*	80,000
Employment income *(video store)*	20,000
Katie	*Female, 58, Resident of ON*
Income	
Employment income	20,000

Children	Age	Lives with	Table Amt	Claimed by
None				

Spousal Support Advisory Guidelines (SSAG)   *Monthly $*

Length of marriage/cohabitation: 26 years
Recipient's age at separation: 58 years

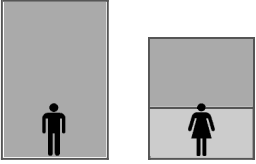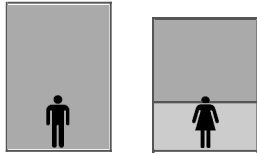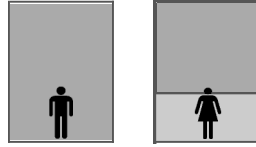### "Without Child Support" Formula

Low	Mid	High
2,500	**2,917**	**3,226***

*Range limited at 50/50 split of NDI (as defined by SSAG)

The formula results in a range for spousal support of $2,500 to $3,226 per month for an indefinite (unspecified) duration, subject to variation and possibly review.

SSAG Considerations: *The results of the SSAG formula must be interpreted with regard to: Entitlement; Location within the Ranges; Restructuring; Ceilings and Floors; and Exceptions.*

Support Scenarios *Monthly $*	A. SSAG Low		B. SSAG Mid		C. SSAG High	
	Tom	Katie	Tom	Katie	Tom	Katie
Gross Income	8,333	1,667	8,333	1,667	8,333	1,667
Taxes and Deductions	(1,449)	(804)	(1,325)	(928)	(1,233)	(1,019)
Benefits and Credits	0	0	0	0	0	0
Spousal Support	**(2,500)**	**2,500**	**(2,917)**	**2,917**	**(3,226)**	**3,226**
Net Disposable Income (NDI)	4,384	3,363	4,091	3,656	3,874	3,874
Percent of NDI	**56.6%**	**43.4%**	**52.8%**	**47.2%**	**50.0%**	**50.0%**
CSG Special Expenses Apportioning %	58.3%	41.7%	54.2%	45.8%	51.1%	48.9%

👫 adult in household

▇ Payor's NDI/Contribution